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A C T S AND STATUTES

Made in a
PARLIAMENT

Begun at *Dublin* the Twenty seventh Day of
August, *Anno Dom.* 1695. In the Seventh Year of the
Reign of Our Most Gracious Sovereign Lord

King WILLIAM.

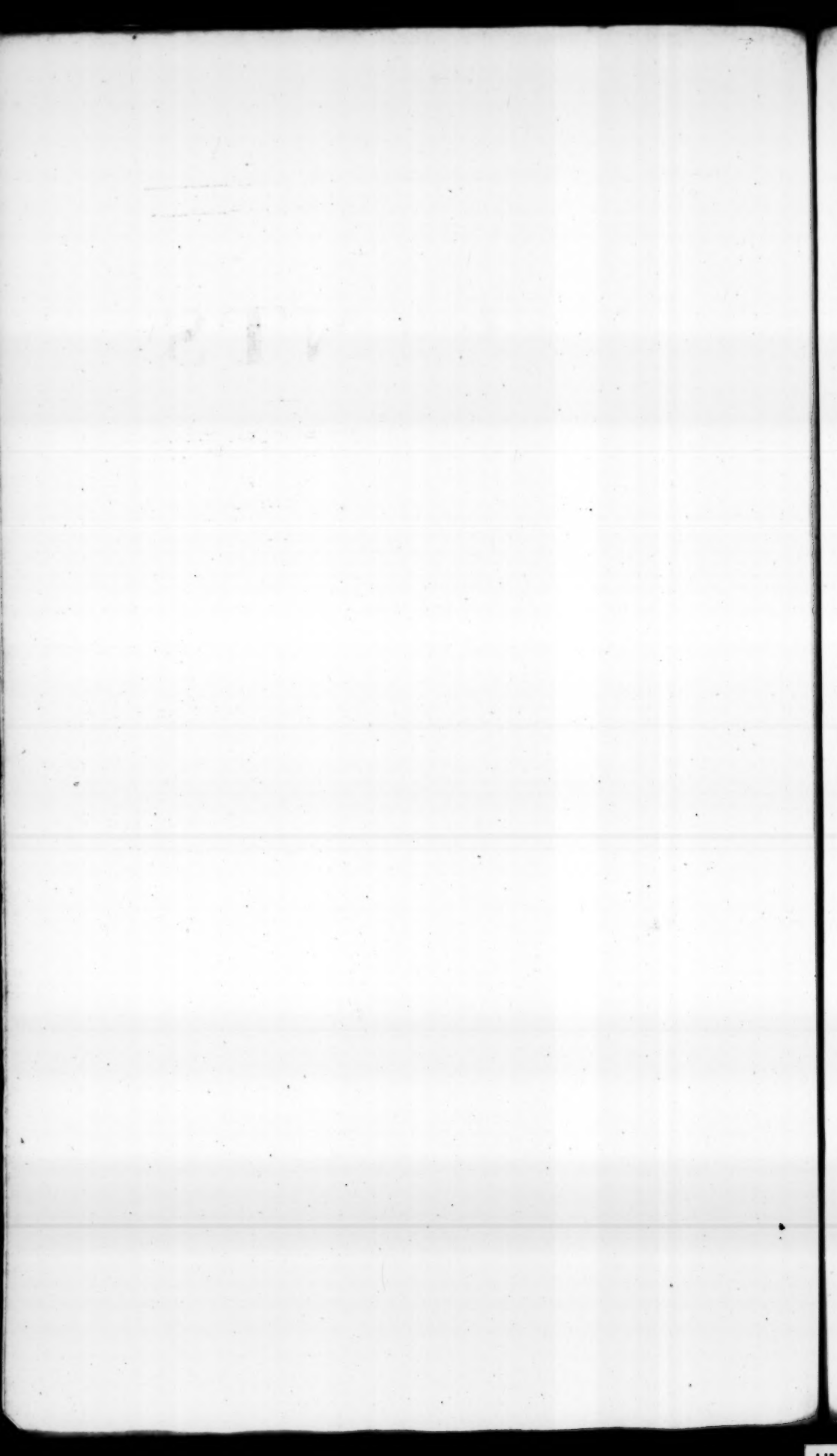
Before His Excellency *HENRY* Lord *CAPELL*,
Lord Deputy General, and General Governour of His
Majesty's Kingdom of *IRELAND*.

A N D

Continued by several Adjournments and Proro-
gations before Their Excellencies *CHARLES* Lord Mar-
quess of *WINCHESTER*, and *HENRY* Earl of
GALLWAT, Lords Justices General, and General Go-
vernours of His Majesty's Kingdom of *IRELAND*.



DUBLIN: Printed by *Andrew Crook*, Printer to the King's
Most Excellent Majesty, on the *Blind-Key*, near *Copper-*
Alley, MDCXC VIII.



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A N
A C T
FOR THE
Relief and Release
Of Poor Distressed
PRISONERS
FOR
Debt or Dammmages.



D U B L I N :

Printed by *Andrew Crook*, Printer to the
King's Most Excellent Majesty, on the *Blind-*
Key, near *Copper-Alley*, M. DC. XC. IX.

An ACT for the Relief and Release of poor Distressed Prisoners for Debt or Damgages.

CHAP. I.

FORASMUCH as very many persons now detained in Prison, are miserably Impoverished, either by reason of the late Unhappy Rebellion in this Kingdom, their own Misfortunes, or otherwise, so as they are totally Disabled to give any Satisfaction to their Creditors; and by being detained in Prison without advantage to any, are rendered Useless and a Burthen to the Kingdom, to the great Prejudice thereof.

Be it therefore Enacted by the Kings Most Excellent Majesty, by, and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament Assembled, and by Authority of the same, That all persons who were in Prison upon the First Day of August, in the Year of Our Lord God One thousand Six hundred Ninety seven, for Debt or Damages, or for, or upon any Action or Actions, or upon any Writ Process for Debt, or other Actions whatsoever; which Actions by Prosecution of Law may become Judgments, or who have Judgments Entred upon Record against them, or are Charged in Execution, or Imprisoned

Imprisoned upon Attachment Debt, or upon Outlawries, before or after Judgment for Debt, or upon any other Process whatsoever, Issuing out of any Court of Law or Equity, for the Cause of Debt or Damages, or Costs only, who shall take the Oath hereafter mentioned, shall and may be Released, and Discharged from their Imprisonment, in such way and manner, as is herein and hereafter provided.

And be it further Enacted by the Authority aforesaid, That it shall and may be lawful to, and for any Justice of the Peace of any County, City, Town or Liberty, within the Kingdom of Ireland, by Warrant under his Hand and Seal, to Require the Sheriff, Goaler, or Keeper of any Prison within his respective Jurisdiction, to bring before him without delay, the Body of any Person being in Prison for Debt, or any other Action, as aforesaid, on the First Day of August aforesaid, and the said person Petitioning such Justice to be Discharged to some convenient place, within the distance of One Mile from the said Prison, and shall certify the Cause and Causes of the Imprisonment, before the same Justice; which Warrant every such Sheriff, Goaler and Keeper, is hereby Comanded to obey: And in Case such Prisoner coming before such Justice, shall take an Oath to this effect, before the said Justice.

I A. B. do upon my Corporal Oath, Solemnly Profess and Declare before Almighty God, That I am not worth in Lands, Money, Goods or Stock, nor any other Estate, Real or Personal in Possession, Reversion, or Remainder, of the value of Five pounds in the whole, or sufficient to pay the

the Debt or Damage, for which I am Imprisoned : And that I have not directly, or indirectly Sold, Leased, or otherwise Conveyed, Disposed of, or Intrusted all, or any part of my said Money, Lands, Goods, Stock, or Estate, whereby to secure the same to Receive, or expect any profit or advantage thereof, or to Defraud or Deceive any Creditor or Creditors whatsoever, to whom I am Indebted.

So help me God, &c.

Which said Oath, the said Justice of the Peace, is hereby Impowered and Authorized to Administer; that then after the making of such Oath, the said Justice shall Remand the Prisoner to Prison, and shall without Fee give a Certificate thereof in Writing under his Hand and Seal, to the said Prisoner, to be served on such person or persons, his or their Executors, or Administrators, or to be left at the place of the usual Abode of such person or persons, at whose Suite the Prisoner standeth Charged and Imprisoned, thereby appointing as well the said person or persons, as the said Prisoner, to appear before the Justices at the next General-Quarter-Sessions of the Peace, to be held for the same County, City, Town or Liberty; and when it shall appear upon Oath, before the said Justices, which said Oath, the said Justices are hereby Impowered and Authorized to Administer, that the said Certificate was so served, or left, Ten Days or more, before the said Sessions; and that the said Oath taken by the said Prisoner, be not disproved by good Testimony, of any Credible person or persons upon Oath, to be Administred by the said Justices, by Virtue of this Act; Then the said Justices being

satisfied therein, shall without Fee direct their Warrant under their Hands and Seals, commanding the said Sheriff, Goaler, or Keeper of the Prison, to let at Liberty, and Discharge the said Prisoner, if Imprisoned for the Causes aforesaid, and no other, without paying any thing for the Fees, or Chamber-Rent; Which Warrant shall be a sufficient Discharge to the said Sheriff, Goaler, or Keeper of the Prison, and no Action of Escape, or other Action shall be brought against them, or any of them in any wise for the same.

Provided always, That if any Creditor shall insist to have his Debtor continued in Prison after he hath taken the said Oath, and will allow him a Weekly Maintenance, to be appointed by the Justices of the Peace, not exceeding Fourteen pence the Week; that such Prisoner shall be continued in Prison for the space of Three Months, on Payment of the said Weekly Allowance, as aforesaid; which said Money shall be Paid Weekly to the said Prisoner himself, and not to the Goaler, Keeper, or any other for him: And if within the space of Three Months, after such Weekly Allowance by any Creditor, no Estate of the Prisoner shall be Discovered or Made out, before Two Justices of the Peace of that County and Division, where the said Prisoner is kept in Prison, then the said Prisoner shall without Fee be forthwith Discharged, by Warrant under the Hands and Seals of any Two Justices of the Peace, of the same County or Division, where the said Prisoner shall be so Imprisoned, to the Keeper of such Prison, in that behalf Directed as fully and amply, as if such Prisoner shall be so Imprisoned to the
Keeper

Keeper of such Prison in that behalf, directed as fully and amply as if such Prisoner had been Discharged by Justices of the Peace at the Quarter-Sessions: And that then, and from thenceforth, the said Weekly Allowance shall cease and determine, as if the same had never been made.

And be it further Enacted by the Authority aforesaid, That no Prisoner Discharged out of Prison by Virtue of this present Act, shall at any time hereafter be Imprisoned for, or by reason of any Debt or Damages, or any Summ or Summs of Money contracted or grown due to, or recovered by any person or persons at whose Suite the said Prisoner did stand Charged in any Prison, or any other person or persons to whom such Prisoner did give notice under the Hand and Seal of some Justice of the Peace of the same County or place, the space of Ten days before the time of his Discharge, of his Intention to receive the Benefit of this Act, and of the Way and Course he intended to take for obtaining the same, before the time of their Discharge, as aforesaid. But that upon any Arrest for such Debt, Damages, or Summs of Money, it shall and may be Lawful for them, shewing a Duplicate of their Discharges under the Hands and Seals of the Justices of the Peace, by whom they were Discharged, or of any Two of them, or of such Justices of the Peace, in Case such Prisoner be discharged after an Allowance of Maintenance by the Creditors for Three Months, as aforesaid, which the said Justices are hereby Required to give without Fee to every Prisoner so by them discharged, to retain an Attorney to appear for them, and file Common Bail to every such
Action

Action. and Plead thereunto, so that the Plaintiff (if he please) may Recover and Enter Judgment against such Prisoner, to be Executed and Levied upon the Lands Tenements, Goods and Chattels of such Prisoner so discharged, as aforesaid; his or her Wearing Apparel, Furniture for his or her Dwelling House, the said Furniture and Necessary Tools for his or her Trade and Occupation not exceeding five pounds in Value, only Excepted, but not upon the person or persons of the Prisoners, the persons of such Prisoners being hereby for ever freed and discharged from Imprisonment for any Debt, Trespass upon the Case, Duty, Summ or Summs of Money, or thngs thereunto relating, contracted or due before the time of their Discharge, having had Notice, as aforesaid.

And be it further Enacted by the Authority aforesaid, That in Case any Sheriff, Goaler, or Keeper of a Prison, shall refuse or delay for Thre days, to bring before such Justice of the Peace, or after a Warrant of Discharge delivered to him, as aforesaid, refuse or neglect to set at Liberty any Prisoner or Prisoners according to the said Order of the Justice or Justices of the Peace, made in the pursuance of this Act; every such Goaler, Sheriff, or Keeper of Prison shall forfeit and pay to such Prisoner so detained, contrary to such Order, the Summ of Twenty pounds, to be Recovered by Bill, Plaint, Sute, or Action of Debt, in any of his Majesty's Courts of Record, wherein no Essoyne Protection, or Wager of Law is to be allowed, nor more than one Imparllance Granted; and shall also be liable and subject to such

Fine

Fine and Imprisonment for such time, not exceeding Two Months, as the said Justices of the Peace shall, upon Complaint thereof to them made, Order and Award.

And be it further Enacted by the Authority aforesaid, That upon any Action of Escape, or other Sute brought, or to be brought, against any Justice of the Peace, Sheriff, Goaler, or Keeper of Prison, for any thing done in Obedience to this Act, it shall and may be Lawful to, and for any such Justice of the Peace, Sheriff, Goaler, and Keeper of Prison, to Plead the General Issue, and give this Act in Evidence, which shall be a Good and Sufficient Discharge, and save harmless every such Justice of the Peace, Sheriff, Goaler and Keeper of Prison, Pleading the same; and if the Plaintiff in any such Action be Non-Suted, or Verdict pass against him, the Defendant shall have Double Costs, to be Taxed by the Court where such Action is brought.

Provided always, That the Discharge of any person or persons by Virtue of this Act, shall not amount unto, or be construed to Free or Discharge any other person or persons jointly or severally Bound for, or lyable to Answer or Satisfy the said Debt, or any part thereof, either as Principal or Surety, but that such other person or persons shall be lyable to Answer the said Debt and Damages in such manner, to all Intents and purposes, as they were before the Discharge of such prisoner.

Provided also, That no person by Virtue of this Act, shall be discharged out of prison who shall be Charged in Execution with more than
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the Summ of Fifty pounds to any one person principal Money and Damages.

Provided always, That if any prisoner who shall be released by Virtue of this Act, shall at any time afterwards be found, or suspected by any Creditor to have in ready Money, Goods or Chattels in his own hands and possession, or in the hands of any o hers to his or her use, or in Trust for him or her, in Value over and above what he or she is allowed by this Act, other than such Goods in his Shop or Work-house, as he shall have been Credited and Trusted with since the time of his Discharge, and for what he shall be really Indebted at the time of making such Oath, and he or she will not, or do not upon Covenant demand, pay his or her Debt or Debts therewith, as far as the same will reach, that then, and in such Case, at the request of any Creditor, the said Oath shall be tendered to him or her again by any Justice of the Peace in this Act before Impowered to Administer the said Oath for Discharge of Prisoners, or by any Judge of the Court wherein there is Judgment against him when he or she refusing to take the said Oath, shall be Remanded to prison, in Execution for such Debt or Debts, any thing in this Act to the contrary, Notwithstanding.

Provided also, That this Act shall not extend to any person or persons in Execution for any Fine on him or her Imposed for any Offence by him or her committed.

Provided, that such person or persons as is, or are detained in Prison upon any Realme Process, if it shall be desired by
any

any Creditor before any Justice of the Peace, to whom such Prisoner has applyed for his Discharge, shall forthwith give a Warrant to some Attorney to appear, or file common Bail for him, or them, in the Court out of which the said Wreathe Process issued, and to receive a Declaration at the Plaintiffs Sute; and that such Prisoner shall thereupon have the full Benefit of this Law, as to the Liberty of his person, against his said Imprisonment, upon the said Wreathe Process, and against any Judgment, or Execution, that shall be had against him in that Sute, and against any other Sute that shall be brought against him for the same matter, or cause of Action, to all intents and purposes as fully and beneficially, as if he had been charged in Execution at the said Plaintiffs Sute, before the first Day of August aforesaid; but such person in Prison upon Wreathe Process, shall in case of his refusal to give such Warrant of Attorney, loose the whole Benefit of this Act.

Provided always, That no Merchant Stranger, or other Alien or Foreigner, that hath been Arrested, and is in Prison on any Action or Sute, for, or by reason of any Debt, or other Engagement contracted, or Entered into beyond the Seas, shall have any Benefit of this Act; but that all, and every such Merchant Stranger, and other Alien and Foreigner, shall, and may be detained in prison, and proceeded against as if this Act had never been made.

Provided always, That no prisoner shall be Discharged by Virtue of this Act, until he shall before the Justices of Peace, who are by this Act impowered to Discharge him, declare upon his, or her Corporal Oath, which Oath
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the said Justices are hereby appointed to Administer, what Effects are belonging to him or her, and what Debt or Debts are then Owning to him or her, within any his Majesty's Dominions, or elsewhere, and by Whom, and for what Cause, and upon what Security; of all which a Schedule shall be made in the presence of such Justices, and Subscribed by the Prisoner, and shall be by such Justices returned to the next Quarter-Sessions, there to be kept for the better Information of the Creditor of such Prisoner, who, or such of them as will joyn, may thereupon Sue for such Debts, or so much thereof, as will reasonably satisfy them, in the Name of the Prisoner; and after the same Recovered and Received, to render the Over-plus thereof (their own Debts and Charges first Deducted) to the Prisoner.

Provided always, and to Deterre all persons who are by the Charitable Intention of this Act to be Relieved, from abusing the Favour hereby to them intended.

Be it Enacted, That if any person who shall in pursuance of this Act, take his Oath for any the purposes hereby appointed, shall Forswear, or Perjure him or herself, then such person being Lawfully Convicted thereof, shall beyond, and over and above the Penalties which may by the Law now in being inflicted, Suffer Imprisonment for the space of Seven Years, without Bail or Mainprize.

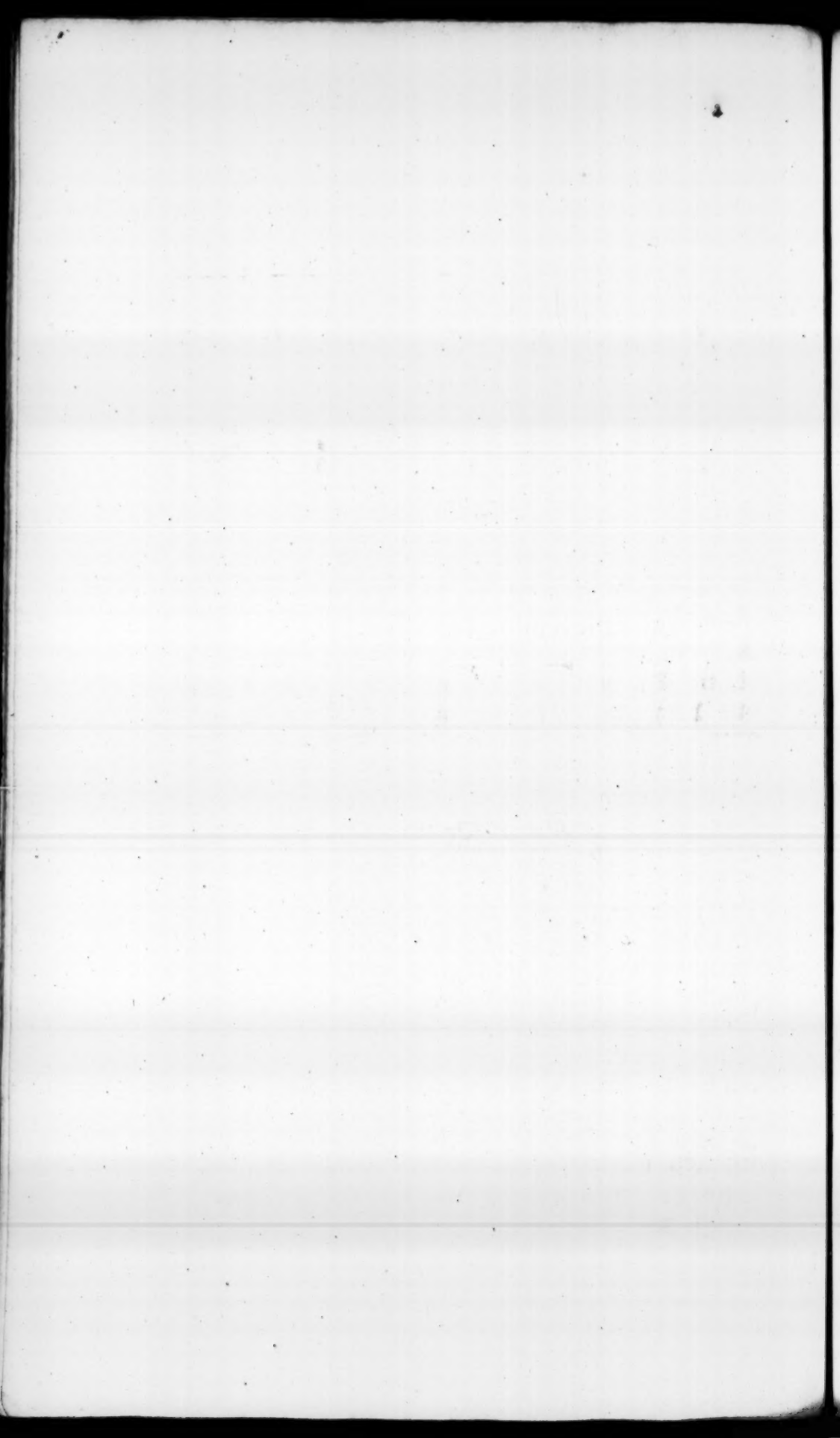
F I N I S.

A N
A C T
For Reforming
A B U S E S
In Making of
Butter-Cask,
And Preventing False packing of
BUTTER.



DUBLIN:

Printed by *Andrew Crook*, Printer to the
King's Most Excellent Majesty, on the *Blind-*
Key, near *Copper-Alley*. M DC XC IX.



An ACT for Reforming Abuses in Making of Butter- Cask, and Preventing of false Packing of Butter.

CHAP. II.

FORASMUCH as Butter is one of the principal Commodities of the Product of this Kingdom, and is not only of an Universal Use and Expence at Home, but very great Quantities thereof are Transported beyond the Seas.

And Whereas by Custom, every Barrel of Butter ought to weigh Two hundred Sixty four pounds Gross, at the least; That is to say, Two hundred Twenty four pounds of Neat Butter, and the Cask not to exceed in Weight Forty pounds. Every Three Quarter Barrel ought to weigh, One hundred Ninety eight pounds Gross, (viz.) One hundred Sixty eight pounds, of good and Merchantable Butter, Neat, and the Cask not to exceed in Weight Thirty pounds. Every half Barrel of Butter ought to weigh, One hundred Thirty two pounds (viz.) One hundred and Twelve pounds, of good and Merchantable Butter, Neat, and the Cask not to exceed in Weight Twenty pounds. And every Firkin of Butter ought to weigh Sixty six pounds (viz.) Fifty six pounds
of

of good and Merchantable Butter, Peat, and the Cask not to exceed Ten pounds.

And, Whereas great Complaint hath been made by the Merchants, and Traders in Butter, That by the Fraudulent Dealing and Practices of Coopers, in making the Cask for Package of Butter, of Unseasoned Timber, and of several Farmers, Owners and Packers of Butter, who by their Irregular manner of Weighing with Stones, and other Unwarrantable Weights, and Packing their Butter in Cask Weighing more than they ought to do, not only being a great Dishonour to this Nation, in the parts beyond the Seas, but also the said Commodity is brought in great Dis-repute abroad, whereby it Yields not that Price, nor is Vended there in such Quantities as otherwise it would. For prevention whereof, May it please Your Majesty that it may be Enacted.

And be it Enacted by the King's Most Excellent Majesty, by, and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament Assembled, and by the Authority of the same, That from and after the Twenty fifth day of March, which will be in the Year of Our Lord God One thousand Six hundred Ninety eight, no Cooper, nor other person whatsoever in this Kingdom of Ireland, shall hereafter at any time, presume to make, or cause to be made, any Butter-Cask whatsoever for Sale, but such only as shall be made of Sound, Dry and Well Seasoned Timber, according to the several Gages and Weights herein-after mentioned, and known by the several Names following,

lowing (That is to say) The Firkin, Half-Barrel, Thre Quarter Barrels, and Barrel, And that every Firkin do, and shall contain Two Quarters of an hundred, at Five Score and Twelve pounds to the Hundred, Neat, besides the Tare of the Cask, and not less, of good and Merchantable Butter, and that Cask not to weigh above Ten pounds, and to contain and hold Seaven Gallons : And every Half Barrel do, and shall contain One hundred Weight, Neat, at Five Score and Twelve pounds to the Hundred, and not less, of good and Merchantable Butter, besides the Weight of the Cask, and the Cask not to weigh above Twenty pounds, and to measure Fourteen Gallons : Every Thre Quarter Barrel do, and shall contain One hundred and Two Quarters, Neat, at Five Score and Twelve pounds to the Hundred, besides the weight of the Cask, and not less, of Good and Merchantable Butter, and the Cask not to weigh above Thirty pounds, and to measure Twenty one Gallons : And every Barrel do, and shall contain Two hundred Weight Neat, at Five Score and Twelve pounds to the Hundred, besides the weight of the Cask, and not less, of Good and Merchantable Butter, and the Cask not to weigh above Forty pounds, and to measure Twenty eight Gallons. And that every such Cask, hereafter to be made, shall be made with Thre hoops on each Quarter, to be set on with Twigs, or sufficiently Notched, and have Two Heads to be put into Riggles, and made tight, so as to hold Pickle, and that no Cap Heads be hereafter made for any such Cask to be Exposed

to Sale as aforesaid. And for the better discovery of all Frauds or Abuses which shall be committed against this Act,

Be it further Enacted by the Authority aforesaid, That every Cooper, or other person making Cask for putting Butter in, as aforesaid, shall set upon every Firkin, Half-Barrel, Three Quarter Barrel, and Barrel so made of Seasoned Timber, as aforesaid, a Mark, with the first Letter of his and their Christian Name, and his and their Surname at length, with an Iron Brand, with a Mark for the City, Town, Village, or Parish wherein he lives; and that every Farmer and other person or persons hereafter at any time Packing up Butter, or Exposing the same to Sale, shall from and after the said Twenty fifth Day of March One thousand Six hundred Ninety eight, Pack up his Butter in such Sufficient Cask, made of Sound, Dry, and Well-Seasoned Timber, and Marked as aforesaid, and in none other, and shall set upon every such Firkin and Cask, when the same is fully and thoroughly Seasoned, by filling such Cask with Water, and not to be put standing in Water; and when the same is filled with Butter, the first Letter of his and their Christian Name, and his and their Surname at length, with an Iron Brand; and if the said Cooper or Farmer, or other person or persons whatsoever making Cask, or Packing up Butter, or Exposing the same to Sale, as aforesaid, shall at any time from and after the said Twenty fifth day of March One thousand Six hundred Ninety eight, offend, by omitting to do what he or they are Required by this Act to do and perform, he or they

they so Offending, and being Convicted upon Oath of the said Offence, before one or more of his Majesties Justices of the Peace, or Chief Magistrate of any Corporation, by one or more Witnesses or Witnessesses, which Oath. the said Justice or Justices, or Chief Magistrate are hereby Impowered, and are Required to Administer. or upon Confession of the Offender or Offenders before such Justice or Justices, or Chief Magistrate, the said party or parties so Offending, shall Forfeit for every such Offence, to the Use of the Poor of the Parish where such Offence shall be committed, the Summ of Ten Shillings, for every Hundred weight of Butter, and so proportionably for every greater or lesser Quantity that shall be in every such Cask, to be Levied by Distress and Sale of the Offenders Goods and Chattels, the Over-plus to be restored, after all Charges of the said Distress defrayed: And every Constable of the Parish, or chief Constable of the Barony where such Offence shall be committed, are hereby Authorized and Required to Levy the same accordingly by Warrant under the Hand and Seal of such Justice or Justices, or Chief Magistrate, so to do; and in Case such Offender or Offenders shall not have Goods and Chattels sufficient for the Levying the said Penalty, that then it shall and may be Lawful for the Justice or Justices, or Chief Magistrate before whom such Conviction shall be made, by Warrant under their Hand and Seal, to appoint such Offender or Offenders to be publickly Set in the Stocks for the space of Two hours.

And be it further Enacted by the Authority aforesaid, That all Goods and Merchandizes of
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the Growth and Manufactury of this Kingdom, usually sold by the Hundred Weight, shall from and after the said Twenty fifth day of March One thousand Six hundred Ninety eight, be Bought and Sold at Five Score and Twelve pounds to the Hundred Weight, and no more, upon pain of Forfeiture of the Summ of Ten Shillings, for Buying and Selling any Goods and Merchandizes contrary to the true Intent and Meaning of this Act.

And be it further Enacted by the Authority aforesaid, That if any Action or Sute shall be commenced or brought against any Justice or Justices of the Peace, or Chief Magistrate, Constable or other person whatsoever, for doing or causing to be done, any thing in pursuance of this Act concerning the said Offences; the Defendant or Defendants in such Action, shall, and may plead the General Issue, and give the special matter in Evidence; And if upon such Action, Verdict be given for the Defendant or Defendants, or if the Plaintiff become Non-sute, or Dis-continue his Action, then the Defendant or Defendants, shall have Treble Costs.

Provided always, and it is hereby Enacted by the Authority aforesaid, That no person shall be Prosecuted or Troubled for any Offence done against this Statute, unless the same be Proved or Prosecuted within the space of Three Months next after the Offence committed.

And Whereas in an Act passed this present Session of Parliament, Intituled, An Act for Granting an Additional Duty on Tobacco, and for continuing unto His Majesty an Aid or Additional Custom on several Goods and Merchandizes; and

and also for continuing the Additional Duty on Beer and Ale, and other Liquors, till the Twenty fifth of *December*, One thousand Seaven hundred and Two, it is among other things Enacted as follows: That is to say,

Be it further Enacted by the Authority aforesaid, That all Tobacco, Muslin, Callicoes, and all sorts of Linnen, Scotch Cloath, and Wines, except Wines of the Growth of Spain, and of the Dominions thereunto belonging, that shall be Imported into this Kingdom at any time, from and after the Four and twentieth day of December, One thousand Six hundred Ninety nine, unto the Five and twentieth of December, which shall be in the Year One

Seaven hundred and Two, and no longer, shall Answer and Pay unto his Majesty, his Heirs and Successors, over and above all Rates and Duties Due or Payable, for, or out of the same, by Vertue of any former, or other Law in this Kingdom, &c. In which Clause, the Word Thousand is omitted, after the word One, and before the words Seaven hundred and Two, whereby some Doubt may hereafter arise; Whether the said Duties on Tobacco, Muslin, Callicoes, Linnen, Scotch Cloath and Wines, Imported after the Twenty fourth of December, One thousand Six hundred Ninety nine, unto the Twenty fifth of December, One thousand Seaven hundred and Two, may be Demanded, or ought to be Received. For the Removing therefore of the said Doubt, and Explaining the said Act in that particular,

Be it Declared and Enacted by the Authority aforesaid, That the said Act shall at all times hereafter, be Construed and Taken in the same,

C

and

and no other Sence or Meaning, then as if the Word Thousand had not been Omitted, between the Words before mentioned; and that the Duties, and Additional Duties, by the said before Recited Act, intended to be Granted for, and out of Tobacco, Muslin, Callicoes, Linnen, Scotch Cloath and Wines, aforesaid, Imported into this Kingdom, from the Twenty fourth of December One thousand Six hundred Ninety nine, shall be Demandable by, and Payable to His Majesty out of all such Goods and Commodities to be Imported into this Kingdom, from the said Twenty fourth of December One thousand Six hundred Ninety nine, to the twenty fifth of December One thousand Seven hundred and two, and no longer, in the same manner as if the Word Thousand had not been omitted in the said former Act, but the same had been in the following Words, One thousand Seven hundred and Two.

An ACT for Raifing One hundred and Twenty thousand pounds, on all Lands, Tenements, and Hereditaments in this Kingdom.

C H A P. III.

An A C T to compleat the Supply to His Majesty, and to Build and Finish the Baracks in this Kingdom.

C H A P. IV.

A N

A N
A C T

For laying an

Additional Duty

UPON

Woollen Manufactures

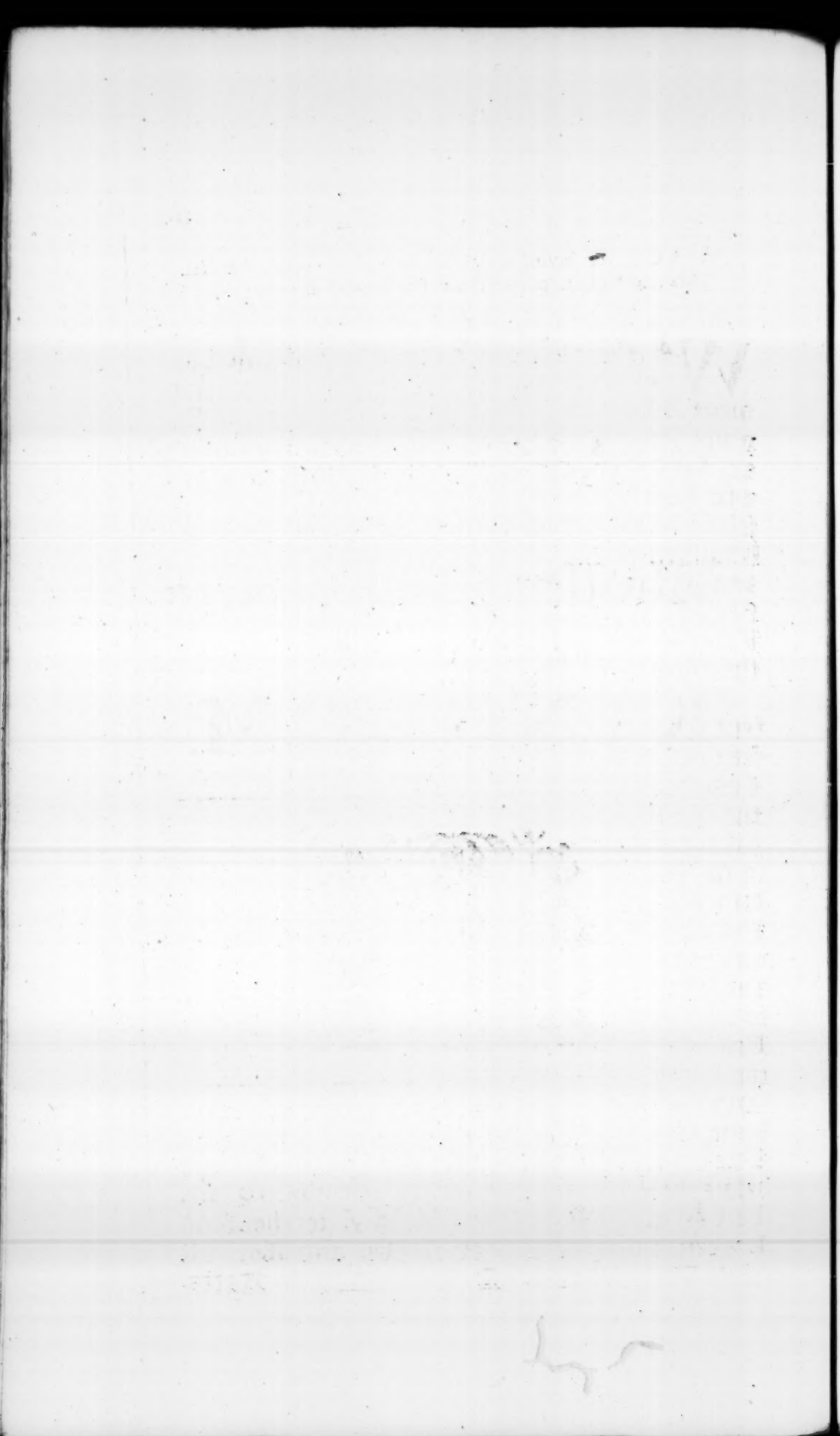
Exported out of this

KINGDOM.



DUBLIN:

Printed by *Andrew Crook*, Printer to the
King's Most Excellent Majesty, on the *Blind-*
Key, near *Copper-Alley*. M DC XC IX.



An ACT for laying an Additional Duty upon Woollen
Manufactures Exported out of this Kingdom.

C H A P. V.

WE Your Majesty's most Dutiful and Loy-
al Subjects, the Commons in Parlia-
ment Assembled, being sensible of the great Ex-
pence Your Majesty hath been, and still continues
at, for Defence of this Your Kingdom in Peace
and Safety, from the Contrivances of Your Ma-
jesty's and it's Enemies; In Grateful Acknow-
ledgment of Your Majesty's Royal Care, Favour
and Protection, and the better to Enable Your
Majesty to provide for the future Safety of Your
Liege People, do humbly beseech Your Majesty,
that it may be Enacted.

And be it Enacted by the King's Most Excel-
lent Majesty, by, and With the Advice and Con-
sent of the Lords Spiritual and Temporal, and
Commons in Parliament Assembled, and by Au-
thority of the same, That from and after the
Five and twentieth day of March, which shall be
in the Year of our Lord, One thousand Six hun-
dred Ninety nine, the severall Additional Rates
and Charges hereafter mentioned shall be set, laid
and imposed, and are hereby set, laid and imposed,
and shall be had, levyed, demanded, collected, re-
ceived, recovered and paid in and throughout the
Realm of Ireland, upon the Commodities, Mer-
chandizes and Manufactures hereafter particu-
larly mentioned, that shall be Exported out of the
same after the Five and twentieth day of March,
One thousand Six hundred Ninety nine, and
before the Five and twentieth day of March which
shall be in the Year of our Lord One thousand
Seaven hundred and two, over and above all
S Rates.

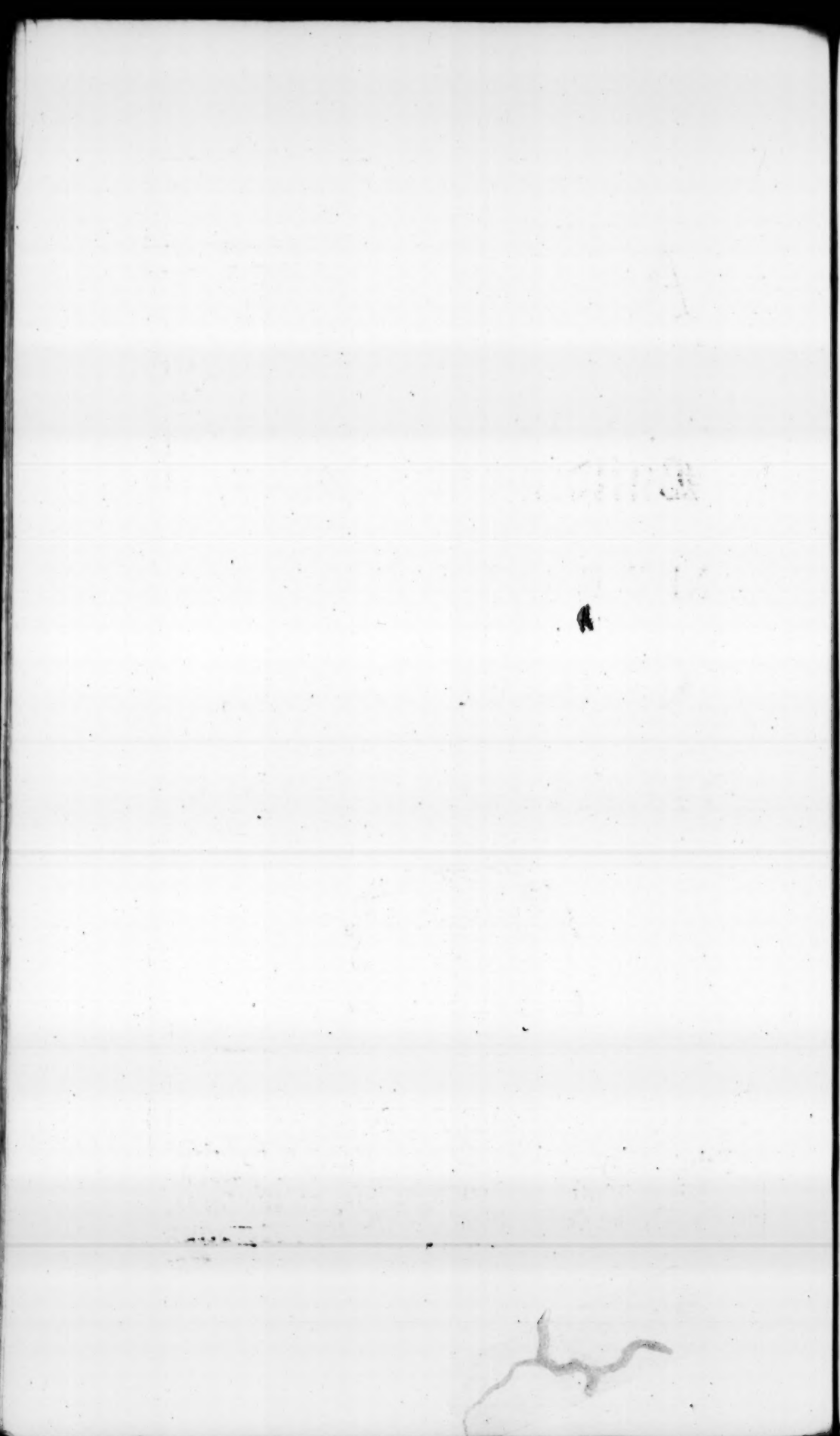
Rates, Taxes, Payments and Duties whatsoever, which are already due, or payable thereout, or for the same (that is to say) for all Broad-cloth that shall be Exported out of this Kingdom, of the Manufacture of the same; for every Twenty Shillings in value of the said Broad-cloth, the Sum of Four Shilling: And for all Serges, Ways, Kerlies, Perpetuanus, Stuffs, or any other sort of New Drapery made of Wooll, or mixed with Wooll (Frizes only Excepted) that shall be Exported out of this Kingdom, for every Twenty Shillings in value, of any of the said sorts of New Drapery, the Sum of Two Shillings; All which said Duties, every Customer or Collector for the time being, shall Levy and Receive, according to the true Value and Price of such Goods, which shall be Ascertained by the same Ways and Methods, as by an Act made in the Fourteenth Year of the Reign of King Charles the Second, Intituled, An Act for Settling the Subsidy of Poundage, and granting a Subsidy of Tunnage and other Sums of money, unto His Royal Majesty, His Heirs and Successors, the same to be paid upon Merchandizes Imported, and Exported, into, or out of this Kingdom of Ireland, according to a Book of Rates hereunto annexed, are appointed for ascertaining the value of all Merchandizes, which are Taxed to pay any Duty *Ad valorem*, not particularly mentioned in the Book of Rates, to the said Act annexed.

And all the said several Duties shall likewise be Collected, Levied and Paid, during the time aforesaid, by such persons at such times, in the same manner and form, and under such Regulations, Penalties and Forfeitures, as the Duties payable by the before-mentioned Act are Enacted, to be Collected, Levied and Paid.

A N
A C T
T O
ENCOURAGE
Building of Houses,
And making other
IMPROVEMENTS
O N
Church Lands,
And to prevent
DILAPIDATIONS.

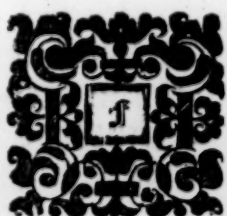


DUBLIN:
Printed by *Andrew Crook*, Printer to the
King's Most Excellent Majesty, on the *Blind-*
Key, near *Copper-Alley*. M DC XC IX.



An A C T to Encourage Building of Houses, and making other Improvements on Church Lands and to prevent Dilapi- dations.

CHAP. VI.



FORASMUCH as the Man-
sion Houses of several Arch-
Bishops, Bishops, and other
Ecclesiastical Persons have been
Ruined and Destroyed by the
frequent Wars and Rebellions
that have happened in this Kingdom, Where-
by Residence is become very Difficult, and is
like to continue so, unless due Encouragement
be given them, to Re-build and Repair their
former Houses, and to Erect New Houses where
it shall be convenient, and to keep them in good
Repair after they are Built.

Be it therefore Enacted by the King's Most
Excellent Majesty, by, and with the Advice
and Consent of the Lords Spiritual and Tem-
poral, and Commons in this present Parlia-
ment Assembled, and by Authority of the same,
That every Arch-Bishop, Bishop, or other
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Ecclesiastical person whatsoever, that heretofore did; since the Year One thousand Six hundred and Ninety, or shall hereafter, at any time Make, Build, Erect, Add to, or Repair any House, Out-house, Garden, Orchard, or any other necessary Improvement on his Demesne, Glebe, or Mensal Land, or in any other Lands in his possession, belonging to his See or Church, that shall be Certified in the manner hereafter mentioned, in like Cases, to be fit and convenient for the Residence and Habitation of him and his Successors, which from thenceforth shall be deemed and taken to be part of the Demesne, Glebe, or Mensal Land of such See, Dignity, or Benefit, shall have and receive from his next and immediate Successor, his Executors, or Administrators respectively, two thirds of the Summ or Summs really and truly Expended and laid out in such Buildings, Additions, Repairs, and Improvements (necessary Annual Reparations only Excepted) which Summ or Summs shall be finally Settled and Ascertained, by Certificate under the Hand and Seal of the Chief Governor or Governors for the time being, in the Case of an Arch-bishop, and of the Arch-bishop of the Province, in the Case of a Bishop, and by like Certificate of the Bishop of the respective Diocess in all other Cases, and such Successor, as aforesaid, having paid the two thirds of the Summ or Summs certified, as aforesaid, shall and may receive one Boyety thereof; that is, one Third of his first Disbursement, from his next Successor; which said Summs shall be paid in all Cases of Removal or Translation, by four equal half yearly Payments, to be
Ac-

Accounted from such Removal or Translation, and in Case of Death, by Two equal half yearly Payments, to be Accounted from the Day of such Death, and Hall, and may be Recovered by the party who ought to Receive the same, his Executors or Administrators, either by Distress on any of the Lands or Tenements of such Arch-bishoprick, Bishoprick, Living or Benefice, belonging to the Successor hereby obliged to pay the same, or by Sequestration of one Moiety of the Rents and Profits of such See or Benefice, which Sequestration is to be Made and Granted by the chief Governor or Governors of this Kingdom for the time being. in Case of an Arch-bishop, and by the Arch-bishop of the Province in Case of a Bishop, and by the Bishop of the Diocess in all other Cases; who are hereby respectively required to Make, and Grant the same, or by Action of Debt in any of his Majesty's Courts of Record in this Kingdom, at the Election of the party, who Sues for the same. And because it may happen, that more convenient Houses, or more commodious Situations may be found for the Residence of some Arch-bishops, Bishops, and other Ecclesiastical persons, then do yet belong to them.

Be it further Enacted by the Authority aforesaid, That it shall and may be Lawful, to, and for any Arch-bishop, by, and with the Approbation of the chief Governor or Governors of this Kingdom for the time being; and for any Bishop, by, and with the Approbation of the Arch-bishop of his Province; and for any other Ecclesiastical person, by, and with the Consent of the Bishop of his Diocess, Certified in

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Writing

Writing under their respective Hands and Seals, to Purchase to them and their Successors respectively, within their respective Dioceses, Houses already Built, with conveniencies thereunto belonging, or Lands and Tenements fit for such Buildings and conveniencies, for the Habitation and Residence of them and their Successors for ever, thenceforth to be part of their Demeasne, Glebe or Mensal Land respectively unalienable, and not to be Lett or Disposed of to any other use whatsoever; and that the Purchase Money for the same, and the Charges and Expence of Buildings, Additions and Repairs, as aforesaid, being Ascertained and Certified aforesaid, shall be Repaid as to Two Thirds thereof, by the next immediate Successor, who shall have and Receive from his next Successor, one Moiety or half of what he pays in like manner, and with like Remedy as aforesaid.

And that it shall and may be Lawful, to, and for Thomas Lord Bishop of Limerick, to Convey his Dwelling House in Limerick, with the Appurtenances, to the use of him and his Successors, Bishops of Limerick; and that in such Case he shall be paid for his Disbursements in Purchasing, Building, Improving and Repairing the same, being first Certified and Ascertained, as aforesaid, as to Two Thirds thereof, by his next immediate Successor, who shall likewise have one Moiety, or half of his Payment from his next Successor in like manner, and with like Remedy as aforesaid.

Provided nevertheless, And be it further Enacted by the Authority aforesaid, That it shall
and

and may be Lawful, to, and for the Lord Bishop of Elphin, for the time being, to Remove the Timber and other Materials from Elphin, to any other parts of the Lands belonging to that See within his Diocess, and in his Possession, where he or they with the Approbation of the Arch-bishop of the Province, Certified in Writing under his Hand and Seal shall think fit, to Build a House for the Bishop of that See, pursuant to this Act; And that part of the Lands of Magherilin, Killoglan, Ballymagin and Carrick Mac Gingan, lying and being in the County of Down, and Diocess of Dromore, containing about Fifty five Irish Acres, belonging to the said See, and now in Possession of Tobias Lord Bishop thereof, and by him Purchased from the former Lessees, and the House Built thereon by him, with the Out-houses and Appurtenances, be ever hereafter added to the Demesnes of the said Bishoprick of Dromore, and be for ever Deemed, Reputed and Taken, to be the House, and part of the Mensal Lands of that See; and that the said Tobias Lord Bishop of Dromore, his Executors and Administrators, shall be Repaid Two third parts of the Charge of Purchasing the said Leases, and Making and Erecting the Buildings, Plantations and Improvements thereon, the same being first Ascertained by Certificate of the Arch-bishop of the Province, under his Hand and Seal, as aforesaid, by his next and immediate Successor; who shall likewise Receive one Moiety thereof from his next Successor in like manner, and with like Remedy as aforesaid.

And

And for preventing Dilapidations for the future ; Be it Enacted by the Authority aforesaid, That if any Arch-bishop, Bishop, or other Ecclesiastical person whatsoever, shall suffer or permit his or their Mansion House, or any or either of them, or any of the Buildings, Out-houses, Gardens, Orchards, or other Improvements that now are, or hereafter shall be Built, Made, or Erected on their respective Demesnes, Glebes, or Mensal Lands to Decay, go to Ruin, or be out of Repair ; that then his next and immediate Successor or Successors, shall and may commence his or their Sute in the Ecclesiastical Court, against such Arch-bishop, Bishop, or other Ecclesiastical person, his or their Executors or Administrators, and have the full benefit of the Ecclesiastical Laws now in force in this Kingdom, in that behalf ; or at his or their Election, may Recover by Action of Debt, against such Arch-bishop, Bishop, or other Ecclesiastical person, his or their Executors or Administrators, in any of His Majesty's Courts of Record at Dublin, such Summ or Summs, as shall be sufficient to put such Houses and Improvements in such good Repair, as they were in at any time during the Incumbency of his or their Predecessor, so suffering or permitting the same to go to Ruin and Decay ; Which Summ or Summs of Money so Recovered, Levied and Paid to such Successor or Successors, shall forthwith be laid out, and Expended in the Amendment and Reparation of the respective Houses and Improvements, for the which the same shall be Recovered as aforesaid, and in Default thereof by the space of Six Months after Recovery and Pay-

Payment as aforesaid; the Arch bishoprick, Bishoprick. or other Ecclesiastical Living, or Benefice of such Ecclesiastical person shall be Sequestred in such manner, and by such persons as is before herein expressed, until such Ecclesiastical person shall Expend and lay out all such Summs so Recovered and Paid as aforesaid, in the Reparation and Amendment of their respective Houses and Improvements, as aforesaid: And if the Arch bishop, Bishop, or other Ecclesiastical person so Recovering, as aforesaid, shall happen to Dye, before the Summ Recovered and Paid to him, be laid out in Reparation and Amendment, as aforesaid; that then his next and immediate Successor or Successors, shall, and may Recover from the Executors and Administrators of the person so Dying, double the Summ so Recovered and Paid, as aforesaid, by Action of Debt, in any of his Majesty's Courts of Record at ^{Dublin}; unless such Executors or Administrators, shall, and do voluntarily, and without Sute, pay the same to such Successor or Successors, who is to Expend and lay out the same, in manner aforesaid, and under the like Penalties and Forfeitures as aforesaid. And if any Arch bishop, Bishop, or other Ecclesiastical person, that already hath, or hereafter shall suffer Dilapidations or Decay in his Manse House, or Improvements contrary to this Act, shall hereafter make any Deed, Devis, Conveyance, Grant, Lease, Bequest, colourable Sale or Gift (Without full consideration) of his Personal Estate, or any part thereof, with Intent to Defraud his Successor of the Remedy intended him by this Act; that all such Deeds, Devises, Conveyances,

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Grants,

Grants, Leases, Bequests, Sales and Gifts, shall be null and void, and of none effect, against such Successor or Successors, any former Act, Law, Matter, or Thing, to the contrary notwithstanding.

Provided nevertheless; and it is hereby further Enacted by the Authority aforesaid, That from and after the first day of January, One thousand Six hundred Ninety and eight, it shall not be Lawful for any Rector, Vicar, Curate, or Incumbent, or other Ecclesiastical person whatsoever, having a Glebe fit and convenient to be Built and Improved upon, for the Habitation and Residence of him and his Successors, or whereon a Parsonage House is already Built, or shall hereafter be Built, or which shall lye so near or contiguous to such House so Built or to be Built, as to be conveniently made use of with the same, to Alien, Sell, Lett, or Demise such Glebe, or any part thereof, to any person or persons whatsoever, for any longer Term or Time then One year from the making thereof, in Possession and not in Reversion; but that all Alienations and Leases, or Contracts, or Agreements for Leases of such Glebes, or any part thereof, for more then One year, as aforesaid, shall be null and void to all intents and purposes whatsoever.

Provided always, and be it further Enacted by the Authority aforesaid, That all and singular the Certificate and Certificates by this Act required to be made, in the several Cases before mentioned, shall be Entred at large in the publick Registry of such Diocess, to which the same relate, before any Benefit or Advantage be made thereof; and that the Exemplification of
such

Such Certificate or Certificates so Registered and Entred as aforesaid, under the Hand and Seal of the Arch-bishop or Bishop of the said Diocels, shall be as good and effectual in the Law, to all the intents and purposes of this Act, to be produced at any Trial at Law, or otherwise, as the Original would have been, in Case the said Original shall at any time happen to be Lost, or Mis-laid, or so Detained, that the party concerned cannot have the same to produce and make use of as aforesaid.

And Whereas the Ancient Parish Church of the Parish of Kiltahorke, in the Barony of Leitrim, in the County of Leitrim, is Situated in the most Uninhabited part of the said Parish, remote from any of the Protestant Inhabitants of the said Parish.

And Whereas Carrick-Drumruske in the said Parish and Barony, is an English Corporation, and Wholly Inhabited by Protestants, and is therefore convenient for the Situation of the said Parish Church.

Be it therefore further Enacted by the Authority aforesaid, That the said Parish Church shall, and may be Built at the Charges of the said Parish, in the Town of Carrick-Drumruske aforesaid, in some convenient place in the said Town, to be set apart for that purpose, by Sir George St. George of Hedford Baronet; and that the said Church so to be Built, and no other, shall from the time of its being so Built, be, and be Deemed to be the Parish Church of the said Parish of Kiltahorke, to
all

all intents and purposes, and the Land to be
Sett apart for the said Church and Church-
Yard thereof, shall belong and appertain for
ever to the said Church, Freed and Discharged
of, and from all Claims, Demands, and E-
states of the said Sir George St. George, and of
any person or persons whatsoever, Claiming
or Deriving from, by, or under him the said
Sir George St. George, or under Sir Oliver St.
George late of Hedford Baronet, Deceased.

FINIS.

A N
A C T
For Confirming
Estates and Possessions
Held and Enjoyed under the
A C T S
O F
Settlement & Explanation.



DUBLIN:
Printed by *Andrew Crook*, Printer to the
King's Most Excellent Majesty, on the *Blind-
Key*, near *Copper-Alley*. M DC XC IX.

An Act to amend the

Act in relation to the

of the State of New York

in relation to the

of the State of New York

in relation to the

of the State of New York

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of the State of New York

in relation to the

Handwritten signature

An A C T for Confirm- ing Estates and Possessions, Held and Enjoyed under the Acts of Settlement and Explanation.

CHAP. VII.



HEREAS by an Act of Parliament made in this Kingdom, in the Seventeenth Year of the Reign of the late King Charles the Second, Intituled, An Act for the Explaining of some Doubts arising upon an Act, Intituled, An Act for the better Execution of His Majesty's Gracious Declaration, for the Settlement of His Kingdom of Ireland, and satisfaction of the several Interests of Adventurers, Soldiers, and other His Subjects there. And for making some Alterations of, and Additions unto the said Act, for the more speedy and effectual Settlement of the said Kingdom; it is among other things Enacted in these Words following.

And be it further Enacted by the Authority aforesaid, That the fifty four persons herein after Named (That is to say) the Earl of Westmeath, the Lord Viscount Ikerin, the Lord Baron of Dunboyne, the Lord Baron of Trem-
ble

blestowne, the Lord Baron of Upper-Ossory, the Lord Bermingham Baron of Athenree, Colonel Richard Butler, Sir Richard Barnwall Baronet, Sir Redmond Everard Baronet, Sir Dermott & Shaghnaflay Knight, Master Edmond Fitz-Gerald of Ballymalo, Master Thomas Butler of Killconnell, Master Macnemarra of Crevagh, Master David Power of Killbolane, Master Donogh & Callaghane of Clonemeene, Master Bernard Talbott of Rathdowne, Conly Geoghegan of Donore, who are mentioned amongst the Thirty eight persons in His Majesty's late Gracious Declaration, and were Restored after Repisals set out, and for whom no Provision hath yet been made: And also the Heirs of Sir Lucas Dillon Knight, the Heirs of Sir Valentine Blake Baronet, Sir Robert Talbott Knight, Sir Richard Blake Knight, Doctor Gerrald Fennell, Geffry Browne, John Browne of the Neale, John Walsh, Thomas Tirrell, Edmond Dillon, Francis Coghlan of Kilcolgan in the King's County, Robert Nugent of Gartlanstowne, Sir John Burke of DerrymacLaghney, Thomas Arthur Esquire, Doctor in Physick, Gerald Fleming of Castle-fleming, and Bartholomew Stackpole Esquires, who were also mentioned in the said former Act, to be Restored to their former Estates, as aforesaid, and for whom no Provision hath yet been made. And also the Lord Baron of Brittas, Master Tuite, Son to Andrew Boy Tuite of Cullanmore, in the County of Westmeath Esquire, Master Walsh, Heir of David Walsh of Ballybeaghan in the County of Tipperary Esquire, Sir Edmond Bourke Baronet, Son to Sir Ulicke Bourke of Glinske, in the County of Roscomon Baronet Deceased, Sir Thomas

Thomas Edmond Baronet, Sir Lucas Dowdall Knight, Son of Lawrence Dowdall of Athlun-
 ney in the County of Meath Esquire: Walter
 Walsh Heir of Walter Walsh of Castlehoy, in the
 County of Kilkenny Esquire, Edward Wall of
 Ballynakill in the County of Catherlogh Es-
 quire, Walter Butler, Son of Theo-
 bald Butler, Son of James Butler of Berrylascan,
 in the County of Tipperary Esquire, Philip Pur-
 cell of Ballytoyle in the County of Kilkenny Es-
 quire: Sir Edmond Fitz-gerald of Clanlish in
 the County of Limerick Baronet: Peirce Walsh
 of Abbyowney in the County of Limerick: John
 Power of Donile in the County of Waterford Es-
 quire: Peirce Power of Meneylarky in the Coun-
 ty of Waterford Esquire, William Brabazon, the
 Heir of Anthony Brabazon of Ballynaslow in the
 County of Roscomon Esquire, Daniel & Bryen of
 Duogh in the County of Clare Esquire: Lord Vis-
 count Iveagh, Sir Edward Fitz-harris of Clogh-
 notefoy, in the County of Limerick Baronet, John
 Cantwell of Mokerky, in the County of Tipperary
 Esquire, and their Heirs and Assigns, Shall by
 the Commissioners for Execution of this Act,
 be Restored unto their severall and respective
 principal Seats; That is to say, unto their
 severall and respective principal Messuages, Hou-
 ses or Castles (Kilmedan and the Lands there-
 unto belonging, Excepted) or in Case they have
 severall Messuages, Houses or Castles, to such
 of their severall Messuages, Houses or Castles
 (Kilmedan and the Lands thereunto belonging,
 Excepted) as they shall respectively choole, With-
 in Two Months after the first Sitting of the
 Commissioners for Execution of this Act, and
 unto Two thousand Acres of Land thereunto

adjoyning; if they or any of them, their or any of their Ancestors, or any other in Trust for them, or any of them, or to their or any of their use, were Seized or Possessed of so much upon the Two and twentieth of October, One thousand Six hundred Forty and One, and were thereunto Lawfully and Rightfully Intituled: And in Case they or any of them, their or any of their Ancestors, or any other in Trust for them or any of them, or to their Use, were not Seized or Possessed upon the Two and twentieth of October, One thousand Six hundred Forty one, of Two thousand Acres, as aforesaid, then, unto so much thereof, as they were Seized or Possessed of, as aforesaid, and which lyes contiguous to their respective principal Seats. And if any of the Four and fifty persons herein before Named, shall be found to be in Possession of any Messuage and Lands thereunto adjoyning; which to them or any of them, did Rightfully belong, upon the said Two and twentieth day of October, One thousand Six hundred Forty one, and the Lands so Possessed shall be found to Exceed the Quantity of Two thousand Acres; it shall and may be lawful to, and for the Lord Lieutenant, or other Chief Governo: or Governo: of Ireland, and Council there, for the time being; to cause so much thereof, as shall exceed the Quantity of Two thousand Acres, to be Retrenched and Cut off in such way and manner, as they shall think fit; and the Land so Retrenched, shall Remain and be Vested in His Majesty, to the end, that the same may be further Disposed to the Uses of this Act. And for the better support of such of the Four and fifty persons here=
in

in before Named, who shall not have Two thousand Acres near adjoyning, and lying contiguous unto his and their respective Seats, to which they are to be Restored; or having Two thousand Acres, shall not be thought to be thereby sufficiently provided for.

It is further Declared and Enacted, That it shall and may be lawful to, and for the Lord Lieutenant, or other chief Governour or Governors of Ireland, and Council there, for the time being, upon due consideration had of the several and respective Cases and Merits of the persons aforesaid, to Direct and Appoint the Commissioners for Execution of this Act, to Set out, and Allot, or cause to be Set out and Allotted unto any of the persons aforesaid, or their heirs, so much of the Forfeited Lands which shall remain Undisposed, after the several Protestant Interests herein before provided for, shall be satisfied, as the said Lord Lieutenant, or other chief Governour or Governors, and Council shall think fit.

And Whereas Nicholas late Lord Viscount Netterville of Dowth, Edmund late Lord Viscount of Mount-garrett, Sir Luke Bath, and several other persons, their or any of their heirs or Assigns, are, and may be Restorable after previous Reprials by Force or Colour of some Clauses in the said Acts, or one of them.

And Whereas by one other Clause in the said Act of Explanation; it is likewise Enacted in the Words following.

And because several persons have been Decreed Innocent, but nevertheless have not been Restored to the Lands which they Claimed before the Commissioners for Execution of the said former

former Act, but have been left to the Course of Law, for the Recovery of their Possessions by Trying their Titles, Grounded upon the Validity of those Evidences, by which they pretended to Claim.

Be it therefore Enacted by the Authority aforesaid, That all and every person and persons, who were Defendant or Defendants in the Sute or Claim, upon which such Decree was made as aforesaid, and those Claiming by, from, or under them, shall within Three Months next after the Setting of the Commissioners for Execution of this Act, Declare and make his and their Election by Writing under his and their Hands and Seals, or under the Hands and Seals of his and their Attorneys or Agents, thereunto lawfully Authorized, whether they will immediately Deliver up, and Relinquish the Possession of the Lands in controverſie, unto the King's Majesty, and resort to their proportionable satisfaction, out of other Forfeited Lands; which if they do Elect, they are to be admitted accordingly, and shall be satisfied, his and their full Two Third parts, and so much more as may be Equivalent to his and their Buldings and Improvements, and then shall part with the said Lands; or whether they will rather abide the Tryal at Law; which if they do Elect, and the Irish Claimants should fail to Prosecute their Title, or a Verdict or Judgment shall be given against such Irish Claimant, or the person or persons who shall derive under such Irish Claimants; then shall such Adventurer or Soldier, or other person or persons, his or their Heirs, Executors or Assigns, who shall be concerned

cerned in that Sute, for ever and finally hold the said Lands in Question, and every part thereof, to him and his Heirs: But in case Verdict or Judgment be given for the Title of the Irish Claimant, or no such Election be made, as aforesaid; the Adventurer or Soldier, or other person, his or their Heirs, Executors or Assigns, shall be Excluded from Demanding, or having his two Third parts, or any other Satisfaction, which otherwise he might have had, in respect of such Lands so Recovered, as aforesaid.

Nevertheless, it is hereby Declared, That no other Title shall be admitted to be alledged, or given in Evidence by such Irish Claimants, or any Claiming under them, but such Title as was alledged in the Claim Exhibited before the Commissioners for the Execution of the said former Act.

Provided, That if any secret Agreement be made, between the Irish Claimant, and the party concerned as aforesaid, directly or indirectly, and the persons so Agreeing shall obtain any satisfaction, for, or in respect of the Land so Agreed for; that then, and in such case, the party so Offending shall Forfeit Double the value of the Lands so obtained; a Moiety to the King's Majesty, the other Moiety to the Informer, to be Recovered in like manner as other Forfeitures are herein appointed to be Recovered; by both which Clauses there being no time Limited in them, either for the setting out the said Reprizals, or for bringing the Title of such Irish Claimant to a Tryal: The Estates of such Adventurers, Soldiers, forty nine Officers, and Protestant Purchasers in Conaught
 J and

and Clare, and all persons Claiming, by, from
or under them which were principally intended
to be secured by the said Act, who have any
Houses, Lands, Tenements or Hereditaments,
formerly the Estate of a Nomineé, or of any In-
nocent left to Law, have hitherto been, and still
are Subject to be Disquieted and Drawn in
Question by the persons aforesaid; which pre-
tences being a great Discouragement to Im-
provements, and very Prejudicial to the Estates
and Possessions of the several Protestants, who
have passed Patents of any Houses, Lands,
Tenements, or Hereditaments subject thereunto,
ought in all Reason and Justice, after so long
a Tract of time as is Elapsed, since the passing
the said Act; to be Foreclosed and Barred, and
the several Adventurers and Soldiers, and o-
ther person or persons, their respective Heirs and
Assigns, who have any Houses, Lands, Te-
nements or Hereditaments, for which any of the
said Nomineés, or the said other persons Resto-
rable after previous Repairs, might have
procured Repairs to be set up, or for which
any Innocent left to Law, might have brought
his Action, as aforesaid; be for the future Estab-
lished, in the Quiet and Peaceable Posses-
sion of their several Houses, Lands, Tenements
and Hereditaments, which have been passed un-
to them or any of them, by Patent and Certifi-
cate, pursuant to the said Act of Explanation;
freed, and for ever Discharged of, and from all
Actions and Sutes, to be at any time hereaf-
ter brought by any person, who in his Decree
of Innocency, was left to Law, for the Reco-
very of such Houses, Lands, Tenements and
Hereditaments; and also from all Claim, Right

or Title, that any Nomineé, or other the persons so Restorable, as aforesaid, after previous Reprizals; can have, or pretend to have, by Virtue of the said Act, to any Houses, Lands, Tenements or Hereditaments on his giving, or offering to give the Patentee, his Heirs or Assigns, any other Houses, Lands, Tenements or Hereditaments, in reprisal for the same; Whereby the said Patentees, their Heirs and Assigns, and all and severall their Houses, Lands, Tenements and Hereditaments granted to them, in pursuance of the said Act, ought for the future to be free from all such Demands of the said Nominees, or other the persons so Restorable, as aforesaid, after previous Reprizals, and their Heirs and Assigns; and from all Sutes to be brought by Innocents left to Law, and their Heirs, as if no such Clause or Clauses had ever been inserted for them, or either of them in the said Explanatory Act; by both which Clauses, the Lands, Tenements and Hereditaments, Granted by Certificate and Patent, pursuant to the said Act, are Discharged from all Rights, Titles and Interests, which were not Decreed by the Commissioners for Executing the Act, Intituled, An Act for the better Execution of His Majesty's Gracious Declaration, for the Settlement of this Kingdom of Ireland, and satisfaction of the severall Interests of Adventurers, Soldiers, and other His Subjects there: And which were not particularly mentioned and reserved in the Letters Patents, or were not the proper Act of the party, to whom such Letters Patents were Granted; or those under whom he derived, yet, to the great Prejudice and Disturbance of the said Patentees, their

their Heirs and Assigns, several persons not Decreed Innocent; or if they have been Decreed Innocent, not having claimed any Incumbrance or Debt on the Land so Granted in Patent, nor having any saving for the same in the Letters Patents Granted thereof, nor having obtained any Judgment or Decree in the late Court, or pretended Court for Adjudication of Claims, or in the Court of Exchequer, or any the Four Courts Sitting at Dublin before the Twenty second Day of August, One thousand Six hundred and Sixty three; have and do Set up several Ancient Incumbrances, as well by Judgment, Statute, Staples, Recognizances and otherwise, not being the Debts or Incumbrances of the party to whom such Letters Patents are Granted and Commence, and carry on several Sutes, both in Law and Equity, or any other person whatsoever, other then the Patentee, his Heirs or Assigns, on the said Lands, Tenements and Hereditaments, in the Possession of the said Patentees, their Heirs or Assigns; by which unjust Sutes and Actions, the Patentees, their Heirs and Assigns, are put to very great Trouble and Charge. For the Remedy of all which, and for the Establishing and Confirming the said Patentees, their Heirs and Assigns for ever, in the Quiet Possession of the several Houses, Lands, Tenements and Hereditaments, so Granted them by Letters Patents, pursuant to the said Act, against all pretences of Reprizals to be made by them the said Nominees, or any of them or their respective Heirs; and against all future Sutes or Actions to be brought by any person or persons or their Heirs, who was or were Innocent

Innocent and left to Law, as aforesaid : And against all Sutes or Actions in Law or Equity, Grounded on any such Ancient Dormient Incumbrance, to which the party Claiming the same, or those under Whom he Claimed were not Decreed, or for which there is no Saving in the Letters Patents of the party whose Lands are pretended to be liable to the same, and against all other Titles and pretences whatsoever ; Whereby the Right and Possession of the said Patentees, their Heirs or Assigns to the said Lands, Tenements and Hereditaments so Granted in Letters Patents, pursuant to the said Act of Explanation, may any way be called in Question.

Be it Enacted by the King's Most Excellent Majesty, by, and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament Assembled, and by Authority of the same ; That from and after the Twenty ninth Day of October, in the Year One thousand Six hundred Ninety eight, no person or persons whatsoever, having, holding or Enjoying any Houses, Lands, Tenements or Hereditaments, by virtue of any Certificates and Letters Patents, pursuant to the said Acts of Settlement and Explanation, or either of them, shall be liable to be Removed from thence, or be obliged to Relinquish his or their Interest, Estate or Possession therein, on any Reprizals given, or offered to be given, by any person or persons Intituled, or pretended to be Intituled to the same, as a Nomineé, Lettered, Ensign-man, Proviso-man, or by any other way or means whatsoever, by Virtue of the said Acts of Settlement

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and

and Explanation, or either of them, but that every such Patentee, his Heirs and Assigns, shall, and may for ever have, hold and Enjoy the said Lands, Tenements and Hereditaments, according to the Estate Granted to him or them, Freed and Discharged from the several Clauses and Provisoos in the said Acts, or either of them, Whereby he was made liable to accept of Reprizals for the same; and shall have, hold and enjoy the said Lands, Tenements and Hereditaments for the future, Confirmed unto him, his Heirs and Assigns, according to the Estate Limited in the said Letters Patents, against all and every person and persons Claiming the same, as a Nominee, Letteree, Ensign-man, Provisoee man, or by any other ways or means, as aforesaid, to all intents and purposes, as any other Patentee by vertue of the said Act does, or ought to enjoy the Lands, Tenements or Hereditaments, Granted unto him. And also, That no person or persons Decreed Innocent, and by his Decree left to Law, who hath not hitherto brought any Action for, and actually Recovered the Houses, Lands, Tenements and Hereditaments, for which he was so left to Law; shall at any time after the passing this Act, be admitted to bring any Action or Sute whatsoever for the Recovery thereof, but shall be Debarred from so doing, and his pretended Right be for ever Determined, Annulled and Extinguished.

And be it further Enacted by the Authority aforesaid, for the effectual Quieting and Establishing the Estates and Possessions of all and every person and persons Claiming the same, by, or under any Letters Patents passed

sed pursuant to, or by virtue of the said Acts or either of them; and for preventing their being Sued or Impleaded, on pretence of any such ancient Incumbrances, be they Judgments, Recognizances, Statutes, Merchant, or of the Staple acknowledged, or entered into, on or before the Twenty third day of October, in the Year of our Lord, One thousand Six hundred and Forty one; which said Incumbrances are not Decreed to the party claiming the same, nor to those persons he Claims under, by the said Commissioners for Executing the Act of Settlement, nor saved in the Letters Patents, Granted of the Lands, Tenements and Hereditaments, pretended to be liable thereunto, that are not now Depending, or if Depending, have not been Prosecuted since the Third day of October, One thousand Six hundred and Ninety one, that from and after the Twenty ninth day of October, One thousand Six hundred Ninety eight; no Action shall lye, nor Sute be Admitted or Prosecuted, or any such ancient Incumbrance for the Charging any Lands, Tenements or Hereditaments so Granted in Patent, as aforesaid, in any Court, either in Law or Equity; but that the Lands so Granted in Patent, shall be Discharged thereof; and that no Process, Scire facias, or Execution whatsoever, shall ever Issue at any time hereafter on any such ancient Incumbrance or Incumbrances, but that the same, as to the Patentee, his Heirs and Assigns, and the Lands, Tenements and Hereditaments, so Granted in Patent to him, shall be Taken and Judged to be Null and Void, to all intents and purposes whatsoever.

Provided

Provided always, That nothing herein contained, shall Extend or be construed to Extend in anywise, to prejudice any Debt, Right, Title, Interest or Estate, of, in, out of, or unto any Lands, Tenements and Hereditaments, contained or mentioned in any Judgment or Decree obtained by any Protestant or Protestants in the late Court, or pretended Court for Adjudication of Claims, or in the Court of Exchequer, or any the Four Courts Sitting at Dublin, before the Two and twentieth Day of August, One thousand Six hundred Sixty three; nor to any Chiefry or other Incumbrance, whereof or whereon any Interest, Summ of Money, or other consideration hath been Received, since the passing the Letters Patents of such Forfeited Lands, Tenements and Hereditaments, Claimed to be liable thereunto.

And be it further Enacted by the Authority aforesaid, That all and every Letters Patents, at any time passed to any Deficient Adventurer or Soldier, Reprizable by the said Acts, or either of them, his or their Heirs or Assigns; or to any person or persons in Trust for such Deficient Soldier or Adventurer respectively, his Heirs or Assigns, of any Lands, Tenements and Hereditaments, which have been or Were at any time before the passing such Letters Patents, Seized, Sequestred, Set out, or Set a part, on account of the said Rebellion, which began and broke forth in this Kingdom, on the Twenty third of October, One thousand Six hundred and Forty one; or otherwise Vested in the Late King Charles the First and Charles the Second, or
either

either of them, by virtue of the said Acts or either of them, for, as, or toward a Reprizal to such Deficient Soldier or Adventurer, such Letters Patents, and all and singular the Lands, Tenements and Hereditaments, so passed in Patent, as a Reprizal, as aforesaid, on the Twenty Ninth Day of October, One thousand Six hundred Ninety eight, in the Actual Possession of such Patentee or Patentees respectively, his or their Heirs, or in Trust, to, and to the use of them, or any of them, or the Heirs or Assigns of any of them; or in the Possession of any Deriving, by, from, or under him, them, or any of them; Shall be, and by Virtue of this Act, are Enacted to be, and are Confirmed as to such Lands so passed in Reprize to such person and persons respectively, his and their respective Heirs, Executors and Administrators, Lessee and Lessees, according to the Tenor of the said several Letters Patents, : And the respective Estates, Titles, Terms and Interests, of any person or persons Claiming or Deriving any thing, of, into, or out of the said Lands, Tenements and Hereditaments, in such several Letters Patents, contained by Virtue of such Letters Patents, in as full, ample and beneficial manner, to all intents and purposes whatsoever; as if such Letters Patents had been passed on Certificates, pursuant to, and by virtue of the said Acts, or either of them, and Freed and Discharged from all such Incumbrances; and in such manner as the Lands, Estates, and Interests of Adventurers and Soldiers, who have passed Patent on Certificates; are by this Act, and for the future Quieting and
settling

settling the Estates and Possessions of the Adventurers, Soldiers, forty nine Officers, and all other Protestants whose Estates are Confirmed to them by the said former Acts of Settlement and Explanation, or by this present Act.

And whereas his Majesty is Graciously pleased to Remit and Discharge his Loyal Subjects, of, and from all Reliefs, as well Arrears now Due and Incurred, as also all growing and future Payments thereof.

Be it Enacted by the Authority aforesaid, That all Reliefs already due to his Majesty, or any of his Predecessors; or which hereafter may be Claimed as due to his Majesty, his Heirs or Successors, shall be, and are for ever Remitted, Forgiven and Discharged: And that all the several Lands, Tenements and Hereditaments in this Kingdom, out of which any Relief or Reliefs, or Summ or Summs of Money, as Reliefs have been, are, or hereafter may be Claimed or Demanded, as Due to his Majesty, his Heirs or Successors, shall be, and by this Act are for ever Discharged of the same; and that no person or persons whatsoever, shall or may be Sued, Processed, or otherwise Impleaded in any Court or Courts whatsoever, for any such Relief or Reliefs, or any Summ or Summs of Money, due as Reliefs to his Majesty, his Heirs or Successors, or for any Arrears of the same.

Provided always, That this Act or any thing therein contained, shall not Extend to prejudice the Right, Title, Interest, Claim and Demand in Law or Equity, of John Vernon Merchant, Son, Heir, and Administrator
of

of John Vernon Esquire, Deceased; to the Mannors, Castle, Towns and Lands of Clantaffe, and Holy-Brookes, With the Islands and Appurtenances thereto belonging, lying and being in the County of Dublin, and County of the City of Dublin, any thing in this present Act contained to the contrary in anywise notwithstanding.

Saving and Reserving to His Majesty, His Heirs and Successors, all such Estate, Right, Title and Interest, to all or any the Houses, Lands, Tenements and Hereditaments whatsoever, which have been passed in Certificate and Patent, by Randle late Lord Marquess of Antrim, his Heirs or Assigns, or any person Deriving by, from, or under him or them, or any of them, in the same manner, as if this Act had never been made.

Saving also unto His Majesty, His Heirs and Successors, all such Estate, Right, Title and Interest, either in Law or Equity, which His Majesty had before passing this Act to the Lands of Irish town, in the Barony of Rathconra, and County of Westmeath.

Provided always, That this Act, or any thing therein contained, shall not Extend or be construed to Extend, to Confirm to Richard Coote Esquire, or to the Heirs or Assigns of his Father, Charles late Earl of Montrath, his or their Estate or Possession of any Mannors, Lands, Tenements or Hereditaments, which were the Estate of Jenico late Lord Viscount Gormanstowne, or of Nicholas late Lord Viscount Gormanstowne, his Father, or to Debar, hinder, Deprive or prejudice any person or persons, Deriving, by, from, or under the said late Lords Viscounts;

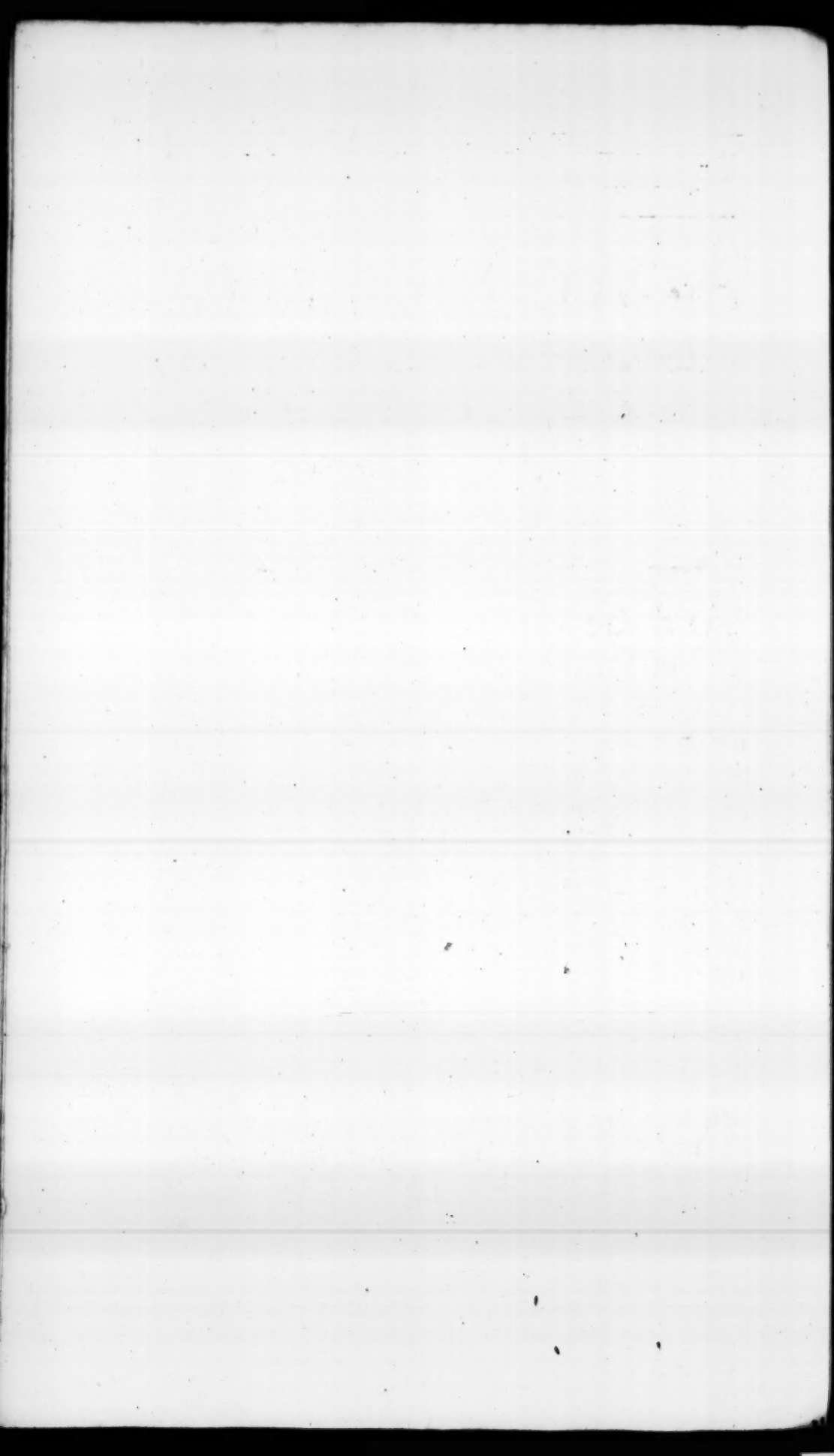
Viscounts, or any of them, from having and Recovering all, or any of the Mannors, Lands, Tenements or Hereditaments, that were held, Possessed, or Enjoyed by the said late Lord Viscount Gormanstowne in his life time; or to have or Recover any Rent-Charge, or Incumbrance Issuing thereout, or Charged thereupon, in such manner and form as they might have done, if this Act had never been made, any thing in this Act contained to the contrary notwithstanding.

FINIS.

AN
ACT
FOR THE
Preservation
OF THE
GAME;
And the more Easie Conviction
of such as shall Destroy the same.



DUBLIN:
Printed by *Andrew Crook*, Printer to the
King's Most Excellent Majesty, on the *Blind-*
Key, near *Copper-Alley*. MDCXCIX.



An ACT for the Preservation of the Game ; and the more easie Conviction of such as shall Destroy the same.

CHAP. VIII.



HEREAS diverse Good and Necessary Laws have been heretofore made, for the better Preservation of the Game, and of the Fish in the Rivers of this Kingdom : Notwithstanding which Laws, or for Want of the due Execution thereof, the Game of this Kingdom, and Fish in such Rivers have been very much Destroyed by many Idle persons, who afterwards betake themselves to Robberies, Burglaries or other like Offences, and neglect their lawful Employments. For Remedy Whereof, and for the more effectual Preservation of the said Game and Fish :

Be it Enacted by the King's Most Excellent Majesty, by, and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament Assembled, and by the Authority of the same ; That all and every Law and Statute now in force, for the better Preservation of the Game, and of the

the Fish in the severall Rivers, Loughs and Ponds of this Kingdom, and every Article and thing in them contained, and not herein and hereby Altered or Repealed; shall be duly put in Execution; according to the Tenor of the said Laws, and under the Penalties therein contained, to be Raised, Levied and Disposed of, as in and by the said Laws is directed.

And be it further Enacted by the Authority aforesaid, That from and after the Twentieth day of October, One thousand Six hundred Ninety eight, no person or persons whatsoever not having an Estate of Free hold in his own or his Wives Right, of the yearly value of Forty pounds at the least, or a Personal Estate of the value of One thousand pounds at least, over and above all Debts by him Owning, either for himself, or as Servant to any other, unless he be such Servant as hath no other way of livelihood for his Wages from such person, have or keep any Hound, Beagle, Grey-hound, or Land-Spaniel within this Kingdom, other then, and except Whelps under the Age of Twelve Months, which shall be kept at Purse for persons Qualified within this Act, for the having the same; on pain that such Hound, Beagle, Grey-hound or Spaniel so kept contrary hereunto, shall or may be Seized, and taken away by any Justice of the Peace of the respective Counties, where the same shall be so kept, or by any person or persons Authorized thereunto; by Warrant under the Hand and Seal of such Justice of the Peace, or by any person having a Free hold of the yearly value of Forty pounds or upwards within such County;

County, which Justice of the Peace and Freeholder respectively Seizing such Hound, Beagle, Greyhound or Spaniel, may detain the same to his and their own uses, or otherwise dispose of the same, as they shall think fit: And all and every person or persons so keeping such Hound, Beagle, Greyhound or Spaniel contrary hereunto, and being thereof Convict before some Justice of the Peace of the County where such Offence shall be committed, on the Oath of one or more Credible Witness or Witnesses, which Oath, such Justice of the Peace is hereby Authorized to Administer, shall for every such Offence, forfeit and lose the Summ of five pounds, to be Levied by Warrant of such Justice of the Peace before whom such Offender shall be Convict, by Distress and Sale of the Goods of such Offender, returning the Overplus (if any be) to the party Distressed on, the one Moiety thereof to the Informer, who shall prosecute for the same, the other Moiety to be Issued for the use of the Poor of the Parish where such Offence shall be committed.

And it is hereby further Enacted, That no Freeholder or other Person Qualified within the Meaning of this Act, to have or keep any such Hound, Beagle, Greyhound, or Spaniel, shall shelter, conceal, or cover any such Hound, Beagle, Greyhound, or Spaniel, for any person or persons not Qualified to have or keep the same as aforesaid, on pain that such Freeholder or other person offending contrary hereunto, shall for every such offence forfeit and lose the Summ of Forty pounds, to be recovered by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record in Dublin, in

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which no Essoyne, Protection, or Wager of Law shall be allowed, or more than one Imparlance; the one Moveny of such forfeiture, to be to the King's Majesty, his heirs and Successors, the other Moveny thereof to him or them that will Sue for the same.

And Whereas divers Papists not Qualified by the Laws and Statutes of this Realm, to have and keep Guns or other Fire Arms, do notwithstanding use and keep the same, under pretence of being Servants to some Protestant or Protestants, in the nature of his or their Fowler, or the like. For Remedy thereof for the future,

Be it Enacted, That from and after the Twentieth day of October, One thousand Six hundred Ninety eight, no Papist or Papists, or reputed Papist or Papists, shall be Impleyed as Fowler for any Protestant or Protestants, or under colour of pretence thereof, shall have, keep, carry or use any such Gun or Fire Arms; and if any such Gun or other Fire-Arms shall from and after the Twentieth day of October One thousand Six hundred Ninety eight, be found in the possession or keeping of any such Papist or Papists, or reputed Papist or Papists, not Qualified to have or keep the same by the Laws now in Force in this Realm, the same shall or may be Seized and Taken by Warrant of any Justice of the Peace of the County where the same shall be Found, which Warrant such Justice of the Peace, on Information to him given, is hereby Required to Grant, and such Gun or other Fire-Arms as shall be so Seized by Virtue thereof, shall immediately after such Seizure, belong unto, or become the property of the

the person or persons giving Information touching the same; notwithstanding that such Gun or other Fire Arms, at the time when the same were so Seized and Taken in the possession of such Papist or Papists, or reputed Papist or Papists did really belong unto, or was the property of some Protestant or Protestants, or other person Qualified to keep Fire Arms.

And be it further Enacted by the Authority aforesaid, That from and after the Twentieth day of November, One thousand Six hundred Ninety eight, no person or persons whatsoever, shall Shoot any Deer at any Season of the Year, except on his own Ground only, or on the Ground of such person or persons to whom the person Shooting such Deer, being a Protestant, shall be a Menial Family Servant at the time of Shooting the same, and that by Warrant only under the hand of such his Master, and no otherwise, on pain that every person so offending contrary hereunto, being thereof Convicted before one or more Justice or Justices of the Peace of the County where such Offence shall be committed, on Oath of one or more Credible Witnesses, which Oath, such Justice or Justices are hereby Authorized to Administer, shall for every such Offence, Forfeit and Lose the Summ of five pounds, the one Moiety thereof to be to the use of the poor of the Parish where such Offence shall be committed, the other Moiety thereof, to him or them who shall give Information, and make proof of such Offence before such Justice or Justices of the Peace, the same to be Levied on the Goods and Chattels of the Offender, by Warrant under the hand and Seal of such Justice or Justices, who are hereby Re-

quired

quired to Grant such Warrant, and to pay, or Order payment of the Money leyed thereby accordingly.

And be it further Enacted by the Authority aforesaid, That no person or persons whatsoever shall in any Year after the Twentieth day of October, One thousand Six hundred Ninety eight, Hunt, Course or Kill any Male Deer before the Tenth day of June, in such Year, unless it be in the Park, or proper Ground of the person Hunting, Courling or Killing the same; nor shall Course, Hunt or Kill any Male Fal-low Deer after Michaelmas in any Year, unless in the proper Ground of the person Hunting, Courling or Killing the same, on pain that all and every person and persons offending contrary hereunto, shall for every such Offence forfeit and lose the Summ of Five pounds; such Offence to be heard, Examined and Determined by, and before such Justices of the Peace, as aforesaid; And the Forfeiture for the same Levied, Debided and paid to such person or persons, and in such manner as is herein before appointed for the other Offence of Shooting Deer contrary to this Act.

And for the preservation of Hares, Grouse, and other Game being in Mountains, Hills, Moores, Bogs or heaths in this Kingdom,

Be it Enacted by the Authority aforesaid, That no person or persons shall after the Twentieth day of October, One thousand Six hundred Ninety eight, Burn on any Mountain, Hill, Moore, Bog, heath or Waste Ground, any Grig, Ling, Furs, heath, Goss or Fern, at any other Season of the Year, save only between the Fourteenth day of June, and the Second day of February

February in every year, on pain that every person and persons Offending contrary hereunto, shall for every such Offence, Forfeit and Lose the Summ of Five pounds; such Offence to be likewise heard, Examined and Determined, by and before such Justices of the Peace, as aforesaid, and the Forfeiture for the same Levied, Distributed, Divided and Paid to such person and persons, and in such manner as is herein before appointed for the said other Offence of Shooting Deer contrary to this Act.

And it is hereby further Enacted, That no person or persons shall Trace any Hares, or other Game whatsoever in the Snow, nor shall destroy the Eggs or Nest of any Partridge, Pheasant, Grouse, Quail, Duck, or other Wild Fowl: Nor shall any person or persons not having such Freehold Estate of Forty pounds per Annum, or Personal Estate to the value of One thousand pounds, as aforesaid, shoot at, Kill, Take, or Destroy any Hare or Hares, Partridge, Pheasant, Grouse or Quail; or any person whatsoever, shoot at, Take Kill, or Destroy any House-Dove or Pidgeon, other then such as shall be in, or belonging unto the Dove-house or Pidgeon-house, of the person or persons so shooting at, Killing or Destroying the same, on pain that every person Offending contrary hereunto, in any of the particulars aforesaid, shall for every such Offence, being thereof Convict before One or more Justice or Justices of the Peace of the County where the same shall be Committed, or the Offender Apprehended, Forfeit and Lose the Summ of Ten Shillings, the one Moety thereof to the use of the Poor of the Parish, where such Offence

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shall

shall be Committed, to be paid to the Church-wardens of such Parish for such use; the other Moyety to him or them, who shall Inform and Prosecute for the same, as aforesaid; or otherwise shall be publickly Whipt at the Discretion of the Justice or Justices of the Peace, before whom he or they shall be Convict.

Provided always, That nothing herein contained shall extend, or be Construed to extend, to Restraine or hinder any Tenant or Tenants to any person or persons not Restrained by this Act, from having and keeping any Hound, Beagle, Spaniel or Grey-hound, for the use of such their Land-lord, so as such Tenant shall not Hunt, Course, or otherwise make use of such Hound, Beagle or Grey-hound, but in the Company and Attendance of his Land-lord only.

And it is further Enacted by the Authority aforesaid, That no person or persons after the Twentieth day of October, One thousand Six hundred Ninety eight, not having an Estate of Freehold of the yearly value of One hundred pounds or upwards, or a Personal Estate of the value of One thousand pounds, shall have or keep any Setting Dog or Bitch, other then such person or persons as shall be allowed and Licensed thereunto, by the Justices of Peace of the County where he shall Live, at the General Quarter-Sessions of the Peace to be held for such County, next after Christmas in every year, in order to the making and Training up Setting Dogs or Bitches, and that under such Regulations only, and no otherwise, as shall be allowed and specified in such License; and such person or persons so to be Licensed, shall

shall also, and are hereby Required every Two years, during the continuance of such their License, to Train up, Teach and Make some one or more Hound or Hounds, to Hunt on dry foot; and in default thereof, that such License so obtained, shall be, and become of no force and effect, and shall be Reputed and Deemed so to have been from the Granting the same; and the person or persons to Whom the same was Granted, shall be liable to the same penalties, as if he or they had Acted without such License.

And be it further Enacted by the Authority aforesaid, That no person or persons keeping or using a Gun to Fowl with, as Servant to any person not Restrained by this Act from keeping the same, shall Sell or Dispose of any Fowl or Game, he or they shall Kill, to any person whatsoever, but shall bring all such Fowl or Game, to his or their Masters House, for the Use of his or their said Master, on pain that every person offending contrary hereunto, shall for every such Offence, Forfeit Twenty Shillings; the said Offence to be heard, Examined and Determined, by, and before such persons, and the Forfeiture Levied and Distributed, and Divided in such manner as is herein before appointed, for the Offence of Shooting Deer contrary to this Act.

And it is hereby further Enacted, That no Non-Commissioned Officer, or Private Soldier belonging to any Regiment, Troop or Company which is or shall be within this Kingdom, shall from and after the Twentieth day of October, One thousand Six hundred Ninety eight, be permitted to go out of his Garrison or other Quarters

Quarters, with any Gun or other Fire-Arms, unless the same be on a March, or a Commanded Party, by Command of the Officer in Chief, then present, and Commanding in such respective Garrison or Quarters, on pain that such Non-Commissioned Officer and Private Soldier being thereof Convict before some One or more Justice or Justices of the Peace for the County where such Offence shall be committed, shall for every such Offence, Forfeit and Lose the Summ of Five Shillings, to be paid to such person or persons as shall give Information of and make out such Offence before such Justice of the Peace; and to be Levied on the Warrant of such Justice of the Peace, by Distress and Sale of Goods of the person Offending, rendring the Overplus to the party Distrained on: And in Case no sufficient Distress shall be found, the person or persons so Offending, shall by Warrant of such Justice of the Peace, be sent to the Common Goal for such County, there to be kept in close Custody without Bail or Mainprize for Ten Days.

And for the better putting this Act in Execution, the Officer in Chief in such Garrison or Quarters, to which such Offender shall then belong, shall on Demand render the Body of the Offender into the hand of the Justice of Peace, or other Civil Magistrate, to be dealt with according to Law: And in Case such Officer shall neglect or refuse to deliver up such Offender; such Officer being thereof Convict before One or more Justice or Justices of the Peace of the County where such Garrison or Quarters shall be, shall for such Offence, Forfeit and Lose the Summ of Five pounds, to be Levied

Levied on the Warrant of such Justice or Justices, by Distress and Sale of the Goods of such Officer, rendering the Over-plus (if any be) one Mopety Whereof, shall be to the use of the poor of the Parish where such Offence shall be committed, the other Mopety to him and them that shall Inform of, and make out such Offence before such Justice or Justices.

And it is hereby further Enacted, That no Commissioned Officer of any Regiment, Troop or Company within this Kingdom, or any person Employed by or under him, shall Shoot or Course with Grey-hounds any Deer hare, or other Game whatsoever, except on his own Ground, or otherwise by the free permission and leave first had and obtained of the Owner of the Ground or Soyl where he or they shall so Hunt or Course, on pain of Forfeiture by such Commissioned Officer of the Summ of five pounds for every such Offence; which Offences shall also be heard and determined before One or more Justice or Justices of the Peace for the County where the same shall be committed; and the said Forfeiture to be Levied, Distributed and Divided, in the same manner as the said Forfeiture for Shooting of Deer contrary to this Act is herein before appointed to be Levied, Distributed and Divided.

And for the more easie Discovery and Conviction of such Offenders, as by this or any other Laws of Force in this Kingdom are prohibited to Kill or Destroy the Game.

Be it Enacted by the Authority aforesaid, That every Constable, Head-Burrough, and Tything-Man, or other person whatsoever, being thereunto Authorized, by Warrant of one

or more Justice or Justices of the Peace, under his or their hands and Seals, shall have full Power and Authority, and is hereby Required to Enter into and Search (in such manner and with such Power as in Case where Goods are Stolen, or suspected to be Stolen) the House or Houses, Out-Houses, or other places belonging to such Houses of Suspected persons, not Qualified as aforesaid: And in Case any Venison, Hare, Partridge, Pheasant, Pidgeon, Fish, Fowl, or other Game, shall upon such Search or otherwise be found, the Offender shall be carried before some Justice of the Peace of the same County; and if such person do not give a good Account how he came by such Venison, Hare, Partridge, Pheasant, Pidgeon, Fish, Fowl or other Game, as shall satisfy the said Justice, that the same was not taken, killed or gotten contrary to this Act, or else shall not in some convenient time to be set by the said Justice, not exceeding Six days, produce the party of whom he Bought the same, or some other Credible person to Depose upon Oath such Sale thereof, that then such person not giving such good Account, nor producing such Witness, as aforesaid, shall be Convicted by the said Justice or Justices of such Offence, and upon such Conviction, shall Forfeit for every Hare, Partridge, Pheasant, Pidgeon, Fish, Fowl or other Game or Venison, any Summ not under Five, and not exceeding the Summ of Twenty Shillings, to be Ascertained by the said Justice; One Moyety thereof to be paid to the Informer, and the other Moyety to the Poor of the Parish where such Offender shall live, the said Forfeiture to be Levied by Distress and

and Sale of the Offenders Goods, by Warrant under the Hand and Seal of the Justice, before whom the Offender shall be Convicted, rendering the Over plus (if any be) and for Want of Distress, the Offender and Offenders shall be Committed to the House of Correction, for any time not exceeding One Month and not less then Ten Days, there to be Whipped and kept to hard Labour.

And in Case any person or persons so produced and charged with the said Offence, shall not before the same Justice, give such Evidence of his Innocence, as aforesaid, he shall be Convicted thereof in the same manner, as the person or persons first Charged therewith is hereby directed to be, and so from person to persons till the first Offender shall be Discovered.

And be it further Enacted by the Authority aforesaid, That all Lords of Manours or other Royalties, not under the Degree of an Esquire, may from henceforth by Writing under their Hands and Seals, Authorize One or more Game-keeper or Game-keepers, within their respective Manours or Royalties, who being thereunto so Authorized, may Take and Seize all such Guns, Hounds, Grey hounds, Beagles, Land-Spaniels or Setting-Dogs, as within the Precincts of such respective Manours or Royalties, shall be used by such person or persons, who by this Act are Prohibited to keep, or use the same. And moreover, that the said Game-keeper or Game-keepers, or any other person or persons being thereunto Authorized, by Warrant under the Hand and Seal of any Justice of the Peace of the same County, may in the day time Search the houses, Out-houses,

les, or other places, of any such person or persons by this Act Prohibited to keep or use the same, as upon good ground shall be suspected to have, or keep in his or their Custody, any Guns, Hounds, Grey Hounds, Beagles, Land-Spaniels or Setting-Dogs; and the same, and every, or any of them to Seize, Detain and Keep, to and for the use of the Lord of the Manour or Royalty, where the same shall be so found or Taken. And to the end, all Keepers of Parks, and Game-keepers duly Authorized, as aforesaid, may be Indemnified in the Execution of their Office:

Be it Enacted, That all Lords of Manours, or other Royalties, not under the Degree of an Esquire, or any person or persons so Authorized by them, as aforesaid; shall, and may within their respective Manours or Royalties, Oppose and Resist such Offenders, in Killing or Destroying the Game contrary to this Act, in the Right time, in the same manner, and be equally Indemnified for so doing, as if such Fact had been committed within any Ancient Chase, Park, or Warren Whatsoever. And to the end that no persons Convicted of any of the Offences, as aforesaid, may escape Punishment, by their Flight or other Removal, after such Conviction.

Be it further Enacted by the Authority aforesaid, That it shall and may be Lawful for, and hereby Authority is given, after such Conviction as aforesaid, to the Constable or other Officer or person or persons Prosecuting, to Detain in Custody such Offender or Offenders (in Case he or they shall not presently Pay the Moneys due by such Conviction) during such reasonable time

time as a Return may be conveniently had and made to the Warrant. for the Distress upon such Conviction, so as such Detainer do not exceed two day.

Provided, That where any Offender shall be punished by Force of this Act. that he shall not be Prosecuted upon, nor incur the Penalty of any other Law or Statute for the same Offence.

Provided also ; And be it Enacted by the Authority aforesaid, That if any person or persons whatsoever, shall be Sued or Prosecuted for, or by Reason of any Matter or Thing which he or they shall do in pursuance of this Act ; it shall and may be Lawful to and for the person or persons so Sued or Prosecuted, to Plead the General Issue, and give the Special Matter in Evidence ; and if the Verdict shall pass with the Defendant or Defendants in such Action, or the Plaintiff or Plaintiffs become Nonsuite, or suffer any Discontinuance thereof ; that in such Case, such Defendant or Defendants shall have his or their Treble Costs, which he or they shall have sustained in such Action or Suite, for which the said Defendant or Defendants shall have the like Remedy, as in other Cases where Costs by the Laws of this Realm are given to the Defendants.

And Whereas great Mischiefs do ensue by Inferiour Tradesmen, Apprentices, and other Dissolute persons, neglecting their Trades and Employments, who follow Hunting, Fishing and other Game, to the Ruine of themselves, and Damage of their Neighbours. For Remedy Whereof,

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Be it Enacted by the Authority aforesaid, That if any such person, as aforesaid, shall presume to hunt, hawk, fish or fowl, unless in Company with the Master of such Apprentice, duly Qualified by Law, such person or persons shall be lyable to the same Penalties as the persons on whom such Game shall be found, as aforesaid, are lyable unto by Virtue of this Act ; and shall or may also be Sued and Prosecuted for their Willful Trespas in such their coming on any persons Land : And if found Guilty thereof, the Plaintiff shall not only Recover his Damages, but his full Costs of Sute, any former Law to the contrary notwithstanding.

Provided always, That nothing herein contained shall Restrain any person within any Manour from keeping Hounds, Beagles, Greyhounds, Spaniels or Setting Dogs within the same, to hunt, Course , Set with, or otherwise use in such Manour, only so as the same be Allowed of and kept with the Consent, and free Permission of the Lord of the Manour, for the time being, in which the same shall be so kept, appearing by License under the hand and Seal of such Lord of the Manour.

F I N I S.

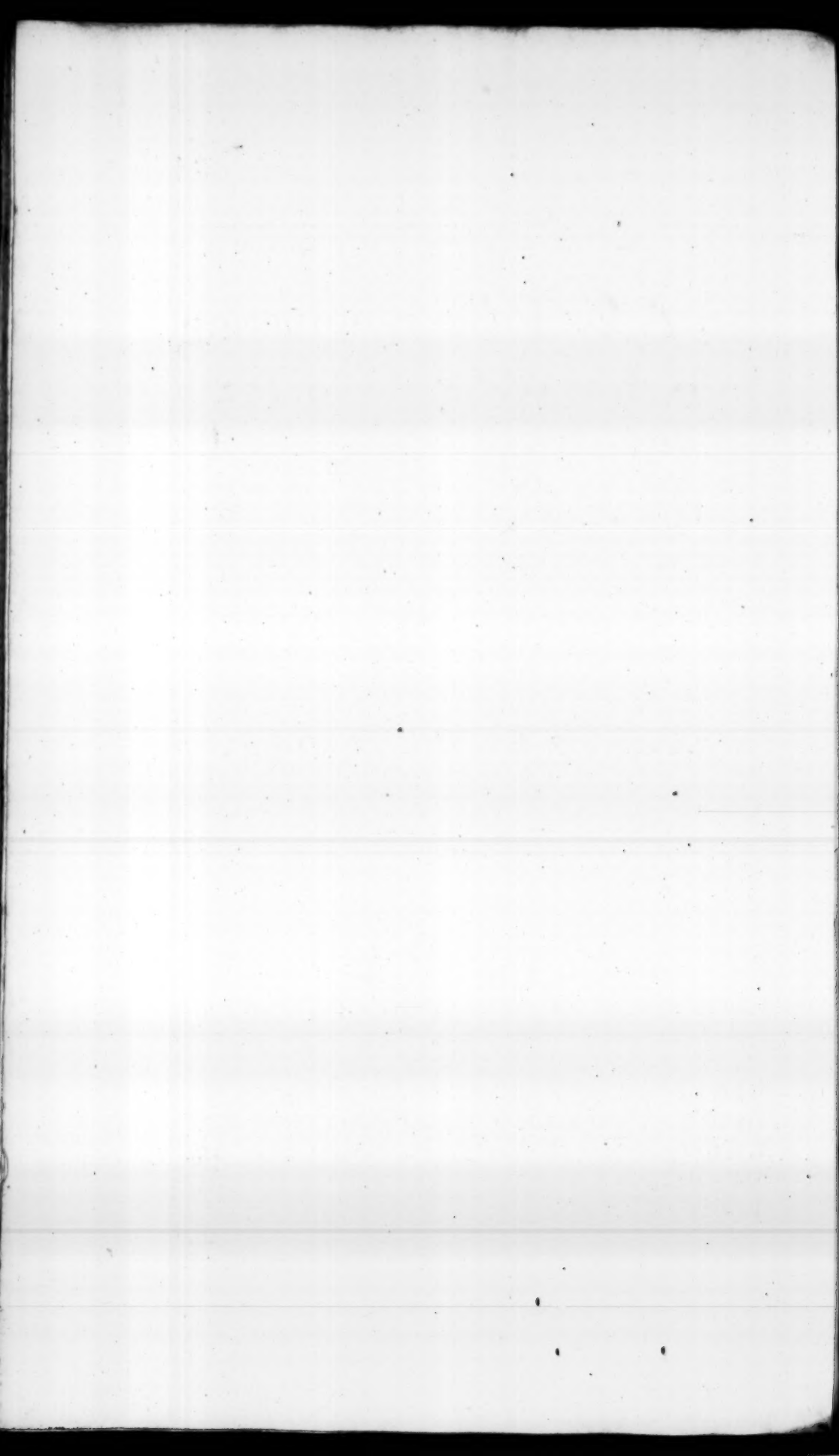
A N
A C T
F O R
Regulating the Fees
O F T H E
M A R S H A L
O F T H E
Four-Courts,

And for Settling the
Rates of Lodgings,

A N D
Redress of other Abuses in the said Mar-
shalsey, and in the Marshalsey of the City of
D U B L I N .

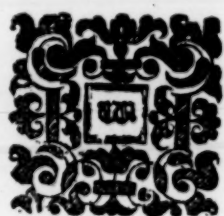


D U B L I N :
Printed by *Andrew Crook*, Printer to the
King's Most Excellent Majesty, on the *Blind-
Key*, near *Copper-Alley*. M DC XCIX.



An ACT for Regulating the Fees of the Marshal of the Four Courts, and for Settling the Rates of Lodgings, and Redress of other Abuses in the said Mar- shalsey, and in the Marshalsey of the City of DUBLIN.

CHAP. IX.



HEREAS there hath been hitherto no certain or Establish-
ed Rule, what Fees are Due,
and ought of Right to be paid
by Prisoners Committed to the
Marshalsey of the Four-Courts,
to the said Marshal; by Reason whereof, the
Prisoners Committed to the said Marshalsey,
have been many times very much Oppressed,
and Compelled to pay such Fees as the Mar-
shal hath thought fit to Demand.

And Whereas the Prisoners in the said Mar-
shalsey, have lain under great Hardships, by
Reason of the great Inconveniencies of their
Lodgings, and the Excessive Rates they have
been charged therewith for the same. For Re-
medy of all which;

Be it Enacted by the King's Most Excellent Majesty, by, and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament Assembled, and by Authority of the same; That from and after the Twentieth Day of October, One thousand Six hundred Ninety Eight, the Marshal of the Four Courts in Dublin, shall Take, Demand, and Receive the several Fees following, and no more (viz)

That every Prisoner shall pay to the Marshal for the Committal Fee, Six Shillings and Eight pence, and to the Turn-key, Six pence; for a Discharge or Dismission Fee to the Marshal, Six Shillings and Eight pence; upon every Habeas Corpus directed to the Marshal, the person in Custody who obtained or procured the same, shall pay to the said Marshal, Two Shillings and Six pence. That every Prisoner brought into Court by Habeas Corpus ad satisfaciendum, and thereupon Committed to the Marshal in Execution, shall pay to the said Marshal the Fees following (viz.) Six pence in the Pound where the Execution is, or shall be for any Summ of, or under One hundred pounds; and where the Execution is, or shall be for more then One hundred pounds, then the said person or persons so Committed in Execution, shall pay to the said Marshal for each pound, over and above the Summ of One hundred pounds, Three pence per pound, and no more.

Provided also, That no person or persons so Committed in Execution, shall be charged with, or liable to pay any more of the said Poundage or Execution Fees, then for the Debt or Damages

images and Costs, as he, she, or they really Owe; and which the Plaintiff or Plaintiffs on (on such Execution) really and bona fide do, or shall Receive.

Provided also, That if any person be, or shall be Taken by the Sheriff of any County, and brought up in Custody and Committed to the Marshal of the Four-Courts in Execution; that the said Poundage or Execution Fees payable, as aforesaid, shall be paid to the said Sheriff that Executed the Writ, and not to the Marshal.

And it is hereby also Enacted, That upon the Pleading of any Pardon at the Bar, for any person in the Marshals Custody; the said person for whom such Pardon is Pleaded, shall pay to the said Marshal for his Fee thereon, Seven Shillings and no more.

And be it further Enacted by the Authority aforesaid; That from and after the Twentieth Day of October, One thousand Six hundred Ninety eight, the following Rules shall be observed by the said Marshal of the Four-Courts in the said Marshalley: And that the said Marshal shall not charge any Prisoner Committed to his Custody, with other or greater Rates for Lodging, then is hereafter by this Act Limited and Appointed, viz. Every person being Prisoner in the said Marshalley, shall have free Liberty to bring in, or cause to be brought in, his own Bed, Heat and Drink, and Cloathing, at seasonable hours, without being hindered by the Marshal, his Deputy, or any imployed under him: And that no Room in the said Marshalley shall contain more then Four Beds, and that there shall be a Chimney in
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every such Room: And that in every such Room that contains Four or Three Beds, each person that brings in his own Bed, shall pay for the standing of the said Bed, Fifteen pence per Week and no more; and if Two Prisoners agree to lye together, and find their own Bed; then they shall pay Twelve pence each of them, for the standing of the said Bed, and no more: And that no more then Two persons shall lye in each Bed: And also, that the said Beds shall stand at least Four Foot asunder at the Sides, but may joyn together at the Heads or Feet:

And it is hereby further Enacted by the Authority aforesaid; That in case the Marshal shall provide and find the Prisoner or Prisoners a Bed or Beds, with Necessaries in such Rooms; then each Prisoner shall pay the said Marshal, Two Shillings and Six pence per Week for the said Bed, such Prisoner having a Bed to himself; but in Case Two Prisoners shall agree to lye together in one Bed, then they shall pay each of them Two Shillings per Week for the said Bed.

And be it further Enacted; That every Prisoner lying in the Common-Hall, shall pay One Penny per Night to the Marshal, and no more for his said Lodging.

Provided also, That if any Prisoner shall desire to have a Chamber and Bed to himself; that then he shall, or may Agree with the said Marshal at such Rates as he can, for the said Lodging and Bed.

And be it further Enacted by the Authority aforesaid; That in case the said Marshal of the Four-Courts, or his Deputy, or other person or persons imployed under him, shall at any
time

time after the Twentieth Day of October, One thousand Six hundred Ninety eight, Demand, Exact, Take or Receive from any person Committed unto his Custody, any other or greater Fees, Reward or Gratuity, then are Appointed and Limited by this Act; or shall not Duly observe such Rules for the Ease and Conveniency of his Prisoners, as are by this Act prescribed; or shall Exact any other, or greater Rates for the Lodging of Prisoners, then is by this Act Allowed and Appointed; that then the said Marshal, for the time being, or his Deputy, which of them shall Offend herein, shall Forfeit for the first Offence Committed against this Act, the Summ of Twenty pounds, the one half thereof to the King's Majesty, his Heirs and Successors, the other Moiety to the party Agrieved, who may Sue for, and Recover the same, by any Action, Sute, Bill or Plaint, in any of his Majesty's Courts of Record at Dublin; Wherein no Essoyn, Protection, or Wager of Law shall be Allowed, nor any more then One Imparlance. And for the Second Offence, to Forfeit the Summ of Forty pounds, to be Recovered by the party Agrieved, in manner as aforesaid, the One Moiety to the King's Majesty, his Heirs and Successors, the other Moiety to the said party. And for the Third Offence, the said Marshal shall Forfeit his Office, and be from thenceforth Incapable of Holding or Exercising the said Office of Marshal of the Four-Courts, or of being Deputy-Marshal of the same, for ever after; any Patent, Charter, Usage or Custom, to the contrary notwithstanding.

And

And be it further Enacted by the Authority aforesaid; That for the future, the Marshalley of the Four-Courts, shall be kept seperate and distinct (as formerly it hath been) in a House by it self, under the care of the Marshal of the Four-Courts, Appointed or to be Appointed by His Majesty's Letters Patents, under the broad Seal of this Kingdom, or the Chief Governor or Governors of this Kingdom for the time being.

And be it further Enacted by the Authority aforesaid; That the Marshalley of the City of Dublin, shall be likewise kept seperate and distinct in another House by it self, under the care of such person or persons as shall be duly Authorized and Appointed to keap the same.

And for the better Regulatung and Ascertainning the Fees of the Marshal of the City of Dublin, for the time being, and the Lodgings in the said Marshalley of the said City.

Be it further Enacted by the Authority aforesaid; That from and after the First day of January, which will be in the Year of Our Lord God, One thousand Six hundred and Ninety eight, the following Fees, and no other shall be Taken by the Marshal of the City of Dublin, for the time being, viz. For every Prisoner Committed to his Custody upon an Action out of the Thollfel Court, Two shillings Six pence. For every Prisoner Committed by the Lord Mayor, for petty Debts, One shilling. For every Writ of Venire facias, or Fieri facias, Issued out of the City Court to the said Marshal, One shilling and Six pence. For all Executions out of the City Court, Directed to the said Marshal, Six pence
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pence in the pound, for every Summ, of, or under One hundred pounds; and Where the Execution is for more then One hundred pounds, then to Receive only Thre pence per pound, for each pound over and above the Summ of One hundred pounds, and in such manner, and under such Restrictions as are appointed by this Act for the Marshal of the Four-Courts.

And be it further Enacted by the Authority aforesaid; That the said Marshal of the City of Dublin, shall observe and keep the same Rules, and take the same Rates, and no greater or other Rates, for the Lodging and Accomodation of Prisoners, in such sort and in such manner, as is likewise appointed by this Act, for the Marshal of the Four-Courts. And in Case the Marshal of the City of Dublin, for the time being, his Deputy, or any other person or persons Employed under him, shall Take, Receive, or Exact any other or greater Fees, then as aforesaid, or any Gratuity or Reward from any person whatsoever, Committed as a Prisoner to his Custody; or shall not Observe and Perform the same Rules and Rates in every respect as is appointed by this Act, to be Observed by the Marshal of the Four-Courts in Relation to the Accomodation and Lodgings of his Prisoners; that then the said Marshal of the City of Dublin, for the time being, or his Deputy, which of them shall Offend herein, shall Forfeit for the First Offence, the Summ of Twenty pounds: And for the Second Offence, the Summ of Forty pounds, to be Recovered by the parties Agrieved, in such

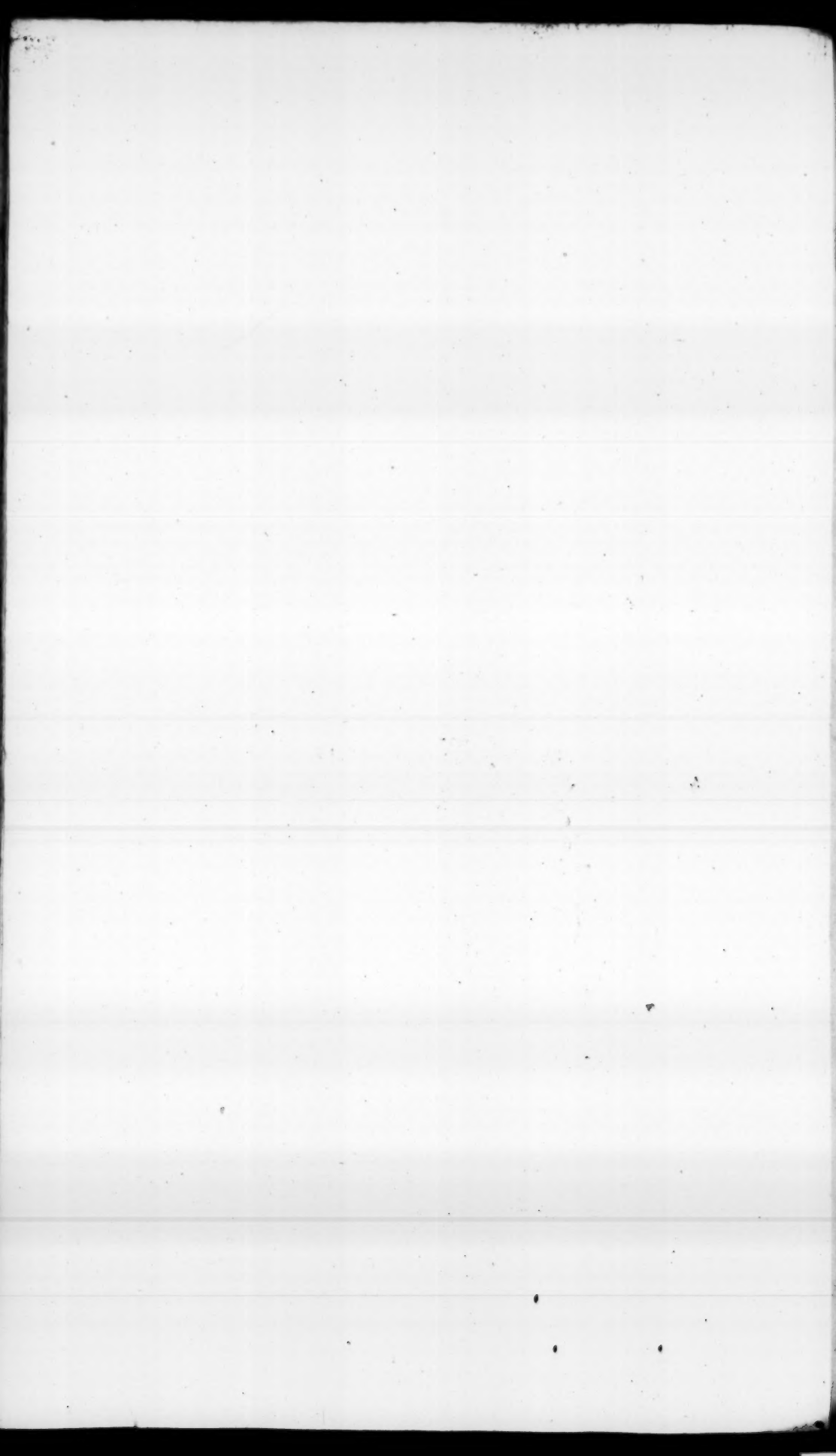
manner as the other Penalties in this Act mentioned are appointed. And for the Third Offence, the said Marshal shall Forfeit his Office, and shall be from thenceforth Incapable of holding, or Exercising the said Office of Marshal, or being Deputy-Marshal for ever after.

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Traverſing
INQUISITIONS.

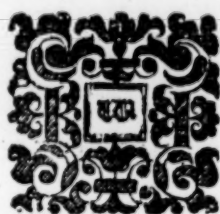


DUBLIN:
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King's Most Excellent Majesty, on the *Blind-*
Key, near *Copper-Alley*. M DC XC IX.



An ACT for Traverſing INQUISITIONS.

CHAP. X.



Whereas ſeveral Perſons holding, or that have holden Lands, Tenements or Hereditaments in this Kingdom, ſome for Term of Years, and ſome by Copy of Court-Roll, have been Expulſed and put out of their ſeveral Terms and Holdings, by reaſon of Inquiſitions, or Offices found before Eſcheators, Commiſſioners or others, upon Attainders of Treason, Felony or otherwiſe becauſe that ſuch Leases for Term of Years, or Intereſt by Copy of Court-Roll, of ſuch perſons, have not been found in ſuch Inquiſitions or Offices, after which Expulſion or putting out the ſaid perſons, have hitherto been without Remedy, for obtaining of the ſaid Terms and Holds, during the King's Poſſeſſion therein, and can have no Traverſe monſtrance de droit, or other Remedy for the ſame; their ſaid Intereſt being but a Chattel in the Law or Cuſtomry, Hold or Farm, and no Eſtate of Free-hold.

And alſo, Where any perſon or perſons that hath any Rent Common Office Fee, or other
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profit Apprendre of any Estate of Freehold, or for Years or otherwise, out of any of the Lands, Tenements or Hereditaments, contained in such Offices or Inquisitions, where the King his Heirs or Successors, is, or shall be Intituled to such Lands, Tenements or Hereditaments, the said Rent Common Office Fee, or profit Apprendre, not found in the same Office or Offices; such persons are in like manner without Remedy to obtain, or have the said Rent Common Office Fee, or profit Apprendre, by any Traverse, or other speedy mean or way, without great and excessive Charges, during the King's Interest therein, by force of such Inquisition or Office. For Remedy whereof;

Be it Enacted by the King's most Excellent Majesty, by, and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament Assembled, and by Authority of the same; That where any such Office or Inquisition is, or shall be found, Omitting such Titles, Interest or Matters, as aforesaid; that in all and every such Cases, every Lessee Tenant for Term of Years, or Copyholder; and every such person or persons, who have or shall have any Interest to any Rent Common Office Fee, or other profit Apprendre, for term of Years, Life, or otherwise, out of any of the Lands, Tenements or Hereditaments, contained in such Office or Inquisition, where the King his Heirs or Successors, is, or shall be Intituled, as aforesaid, to any such Lands, Tenements or Hereditaments; shall have, hold, Enjoy and Perceive, all and every their Leases and Interests for Term of Years,

Pears, or by Copy of Court-Roll, Rents Commons Office Fees, and profits Apprendre, in such Manner, Form, State and Condition, as they and every of them should, or might have done, in Case there had been no such Office or Inquisition found; and as they should or lawfully might, or ought to have done, in Case such Lease, Interest by Copy of Court-Roll, Rent Common Office Fee or profit Apprendre, had been found in such Office or Inquisition; any Law, Custom or Usage, to the contrary heretofore used in such Cases, in anywise notwithstanding.

And be it further Enacted by the Authority aforesaid; That where it is, or shall be hereafter untruly found, by Office or Inquisition, that any person or persons Attainted, or that shall be Attainted of Treason, Felony, or Premunire, is, or shall be Seized of any Lands, Tenements or Hereditaments, at the time of such Treason, Felony, or Offence Committed or Done, or any time after, Whereunto any other person or persons hath, or shall have any just Title or Interest, of any Estate of Freehold; that then, and in such Case, every person and persons grieved thereby, shall have his or their Traverse, or Monstrans de droit to the same, without being driven to any Petition of Right and like Remedy, and Restitution upon his or their Title, found or Judged for him or them therein, as hath been Accustomed and Used in the Cases of Traverse, although the King's Majesty, his Heirs or Successors, be, or shall be in such Case Intituled to any such Lands, Tenements or Hereditaments,

reditaments by double matter of Record, any Law, Custom or Usage, to the Contrary in anywise notwithstanding.

Provided always, and be it Enacted by the Authority aforesaid; That this Act or any thing therein contained, shall not in anywise Extend to any Inquisition or Office, Taken or Found, or which shall be Taken or Found before the Twenty ninth Day of September, in the Year of Our Lord, One thousand, Six hundred, and Ninety Eight; nor to hinder, Prejudice or Take away the Titles, Interest, or Possession of Our Sovereign Lord the King, or of any other person or persons grown or come by Vertue, Mean, or Occasion of any Inquisition or Office, Taken or Found before the same Day; but that as well Our said Sovereign Lord the King, as all other person or persons, having any Title, Interest or Possession, by Vertue, Mean, or Occasion of any Inquisition or Office, found before the Twenty Ninth Day of September, One thousand Six hundred Ninety eight, shall and may have, hold and Enjoy the same in like Manner and Form, as though this Act had never been made any thing in the same contained to the contrary in anywise notwithstanding.

Provided also and be it Enacted by the Authority aforesaid; That in all such Cases, Where any person or persons shall be Enabled by this Act, to have any Traverse, and shall

shall pursue his or their Traverse; that then he or they that shall pursue such Traverse, shall Sue on Writ, or several Writs of Scire Facias (as the Case shall require) against all and singular such person or persons, as shall have Interest by the King, or by his Patent or Patents, in like manner and Form, as is requisite upon Traverses, or Petitions heretofore Pursued, and that in every such Scire Facias, the Patentees, or other Defendants, shall have like Pleas and Advantage, as they had in any Scire Facias, before this time Awarded against any Patentee in any Case of Petition: And also, that upon every Traverse that shall be Pursued by Vertue or Mean of this Act, in such Case as the Party or Parties that shall Pursue any such Traverse, should by the Order of the Common Laws of this Realm, have been put to Sue by Petition to the King; there shall be Two Writs of Search Granted in Manner and Form, as like Writs have been Granted upon Petition made to the King.

Provided also, and it is further Enacted by the Authority aforesaid; That if after any Judgment shall be given upon any Traverse that shall be Tendered, or Sued by Vertue, or Mean of this Act; it shall Appear by any Matter of Record, That the King hath any other former Title, Right, or Interest, to the Mannors, Lands, Tenements, or other Hereditaments, men-
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tioned in the same Traverse, that the same Title, Right and Interest, shall be Saved to the King, the said Traverse and Judgment thereupon given in anywise notwithstanding.

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A G A I N S T
D E C E I P T F U L
D I S O R D E R L Y,
A N D
Excessive Gaming,



D U B L I N :
Printed by *Andrew Crook*, Printer to the
King's Most Excellent Majesty, on the *Blind-*
Key, near *Copper-Alley*. M D C X C I X.



An ACT against Decept- ful, Disorderly, and Excessive Gameing.

CHAP. XI.



WHEREAS all Lawful Games and Exercises should not be otherwise used, then as Innocent and Moderate Recreations; and not as constant Trades and Callings, to gain a Living, and make unlawful Advantages thereby.

And whereas by the Immoderate use of them, many Mischiefs and Inconveniencies do arise, and are dayly found, to the Maintaining and Encouraging of sundry Idle, Loose and Disorderly persons in their Dishonest, Lewd and Dissolute course of Life; and to the Circumbventing, Deceiving, Couzening and Debauching of many of the younger Sort, both of the Nobility and Gentry, and others, to the loss of their Time, and the utter Ruin of their Estates and Fortunes, and withdrawing them from Noble and Laudable Employments and Exercises.

Be it therefore Enacted by the King's most Excellent Majesty, by, and with the Advice and Consent

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sent of the Lords Spiritual and Temporal, and the Commons in this present Parliament Assembled, and by the Authority of the same; That if any person or persons, of any Degree or Quality whatsoever, at any time or times after the Twenty Fifth Day of December, which shall be in the Year of Our Lord God, One thousand Six hundred Ninety eight; do, or shall by any Fraud, Shift, Couzenage, Circumvention, Deceit, or Unlawful Device, or ill Practice whatsoever, in Playing at, or with Cards, Dice, Tables, Tennis, Bowls, Kittles, Shovel-Board, or in, or by Cock-Fighting, Horse-Races, Dog-Matches, or Foot-Races, or other Pastimes, Game or Games whatsoever; or in, or by bearing a share or part in the Stakes, Wagers or Adventures; or in, or by Betting on the Sides or Hands of such; as do, or shall Play at, Ride or Run, as aforesaid; Win, Obtain or Acquire to him or themselves, or to any other or others, any Summ or Summs of Money, or other valuable thing or things whatsoever; that then every person and persons so Offending, as aforesaid, shall ipso facto, Forfeit and Lose Treble the Summ or Value of Money, or other thing or things so Won, Gained, Obtained or Acquired, the one Moiety thereof to Our Sovereign Lord the King, his Heirs and Successors, and the other Moiety thereof, unto the person or persons Grieved, or who shall Lose the Money, or other thing or things so Gained, so as every such Loser and person Grieved in that behalf, do, or shall Prosecute and Sue for the same, within Six Callendar Months next after such Play; and in Default of such Prosecution,

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the same othe Moyety to such other person or persons as shall or will prosecute or sue for the same, within One Year next after the said Six Month are Expired; and that the said Forfeitures shall, or may be Sued for, or Recovered by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts at Dublin, wherein no Essoyn, Protection or Wager of Law shall be allowed. And that all and every such Plaintiff or Plaintiffs, Informer or Informers, shall in every such Sute and Prosecution, have and Recover his and their Treble Costs, against the person Offending and Forfeiting as aforesaid; any Law, Statute, Custom or Usage to the contrary in anywise notwithstanding.

And for the better Avoiding and Preventing of all Excessive and Immoderate Playing and Gaming for the time to come;

Be it further Ordained and Enacted by the Authority aforesaid, That if any person or persons shall at any time or times after the said Twenty fifth day of December, One thousand Six hundred Ninety eight, Play at any of the said Games, or any other Pastime, Game or Games whatsoever (other then With and for ready Money) or shall Bett on the Sides or Hands of such as do or shall Play thereat, and shall Lose any Summ or Summs of Money, or other thing or things so Played for at any time or times whatsoever, upon Ticket or Credit, or otherwise, and shall not pay down the same, at the time when he or they shall Lose the same; the party or parties who Loseth, or shall Lose the said Moneys, or other thing or things so Played, or to be Played for, shall
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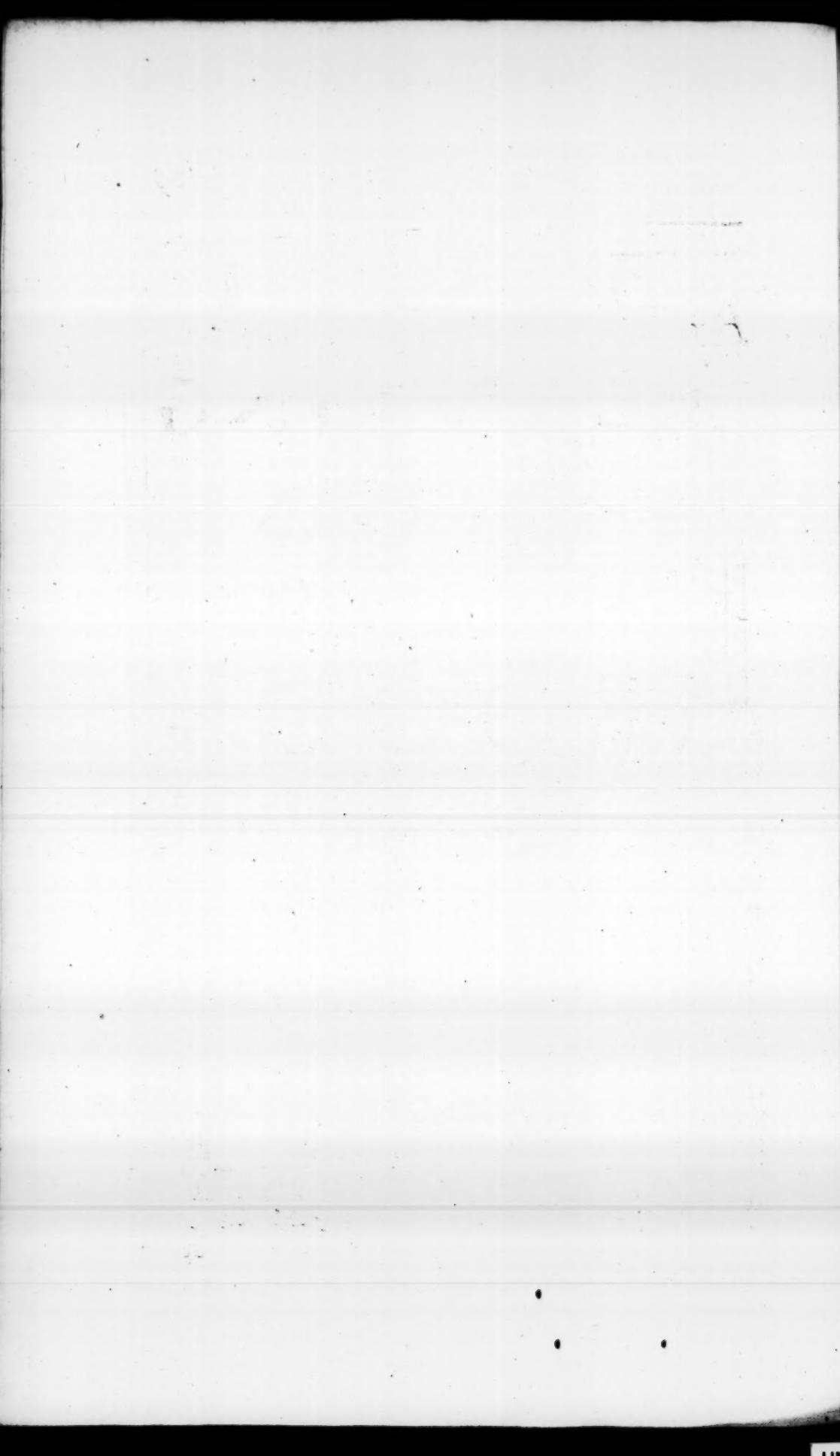
not in that Case be Bound or Compelled, or Compellable to pay or make good the same; but the Contract and Contracts for the same, and for every part thereof, and all and singular Judgments, Statutes, Recognizances, Mortgages, Conveyances, Assurances, Bonds, Wills, Specialties, Promises, Covenants, Agreements, and other Acts, Deeds and Securities whatsoever, which shall be Obtained, Made, Given, Acknowledged or Entered into, for Security or Satisfaction of, or for the same or any part thereof, shall be utterly Void and of none Effect: And that the person or persons so Winning the said Moneys or other things, shall Forfeit and Lose Treble the value of all such Summ and Summs of Moneys, or other thing and things which he shall so Win, Game, Obtain or Acquire upon Tick or Credit, as aforesaid, the one Modyety thereof to Our Sovereign Lord the King, his Heirs and Successors, and the other Modyety thereof to such person or persons as shall Prosecute or Sue for the same, within one Year next after the time of such Offence committed; and to be Sued for by Action of Debt, Bill, Plaint or Information, in any of his Majesty's Courts of Record at Dublin; wherein no Essoyn, Protection, or Wager of Law shall be Allowed: And that every such Plaintiff and Plaintiffs, Informer or Informers, shall in every such Sute and Prosecution have and Receive his Treble Costs, against the person and persons Offending and Forfeiting, as aforesaid; any Law, Custom or Usage, to the contrary notwithstanding.

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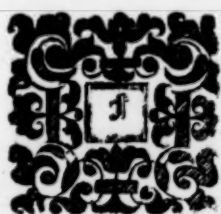


D U B L I N :
Printed by *Andrew Crook*, Printer to the
King's Most Excellent Majesty, on the *Blind-*
Key, near *Copper-Alley*. M D C X C I X.



An ACT for Planting, and Preserving Timber Trees and Woods.

CHAP. XII.



DRASQUE has by the late Rebellion in this Kingdom, and the several Iron Works formerly here, the Timber is utterly Destroyed; so as that at present there is not sufficient for the Repairing the Houses Destroyed, much less a Prospect of Building and Improving in after times, unless some means be used for the Planting and Increase of Timber-Trees.

Be it therefore Enacted by the King's Most Excellent Majesty, by, and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament Assembled, and by Authority of the same, That all and every person and persons, being a Resident or Residents within this Kingdom; or who having any Estate of Freehold and Inheritance therein, kept or employed under his, her or their Stock, to the Value of Ten pounds by the Year; and every Tenant for Years, who has Eleven Years of his or her Term unexpired, and who pays Ten pounds by the Year Rent,

or more, shall from and after the Five and Twentieth Day of March, which will be in the Year of Our Lord, One thousand Seven hundred and Threë, Plant or cause to be Planted at seasonable times, yearly, and every year during the term of Thirty one years, Ten Plants of Four years growth or more, of Oak, Firr, Elme, Ash, Walnut, Poplar, Abeal or Elder, in some Ditch or elsewhere, on the said Lands, and the same so Planted shall from time to time, preserve from Destruction. And all and every Person or Society, having Iron-works, shall Plant or cause to be Planted in ground sufficiently and well inclosed for that purpose, Five hundred Trees of the aforesaid sorts, or some of them yearly, and every year during such time and term as he or they shall keep or have the said Iron-works.

And be it further Enacted, That every person and persons, holding in his, her or their Occupation, Five hundred or more Acres of Land, Plantation Measure, other than Tenants in Common, shall over and above the aforesaid Ten Trees within Seven years, from the Twentieth day of November, One thousand Six hundred Ninety eight, inclose with a good and sufficient Fence of Stone Wall, Ditch, Hedge, Pales or Rails, one Plantation Acre thereof, and therein within the term of Seven years aforesaid, shall Plant or cause to be Planted, one Plant which shall be at the least, of the height of one Foot above the ground, when Planted, and of the Age and Times before-mentioned, for every Ten Foot square contained in such Acre, in such method as he, she or they shall think fit; and the said Acre so Planted shall

shall from time to time, during the Term of Twenty years, to be Accounted from the time of Planting the same, preserve and keep well and sufficiently fenced and Inclosed from Cattle.

And be it further Enacted by the Authority aforesaid; That all and every person and persons, Bodies Politick or Corporate, who shall be Seized of any Lands of Inheritance, or by Dower, Curtesie, or as Creditors, whether Mortgagees or others, to whom an Actual Possession shall be given by Vertue of Judgment, or Decree of any of the Four Courts; shall be, and is by Vertue of this Act Obligated and Liable to the Planting of his, her or their proportion, of Two hundred and Sixty thousand Six hundred Trees of Oak, Elm, of Firr of the Age and Size aforesaid yearly, and every year during the Term of One and thirty years, to be accounted from the Twenty Fifth of March, One thousand Seven hundred and three, in such manner and Proportion, as herein after is Expressed.

And be it further Enacted; That the proportion of each County, County of a City, and County of a Town, of the said Two hundred and Sixty thousand Six hundred Trees aforesaid, is and shall be as herein after is Declared.

1. Antrim County and Carrickfergus, Nine thousand Seven hundred and fifty.
2. Ardmagh County, Four thousand seven hundred and fifty.
3. Catherlagh County, Three thousand two hundred and fifty.
4. Cavan County, Four thousand six hundred.
5. Clare County, Seven thousand eight hundred.

6. Cork County and City, Twenty six thousand six hundred.
7. Donegal County, Eight thousand three hundred and fifty.
8. Down County, Eight thousand four hundred.
9. Dublin County (Whereof the City and its Liberties, Twenty one thousand five hundred) Thirty one thousand nine hundred.
10. Farmanagh County, Four thousand five hundred and fifty.
11. Gallway County (Whereof on Gallway Town and Liberties, One thousand three hundred) Eleven thousand eight hundred.
12. Kerry County, Four thousand six hundred.
13. Kildare County, Seven thousand one hundred and fifty.
14. Kilkenny County (Whereof on Kilkenny City and Liberties, Seven hundred) Nine thousand.
15. King's County, Three thousand nine hundred.
16. Leitrim County, Three thousand two hundred and fifty.
17. Lymerick County (Whereof on Lymerick City and Liberties, One thousand three hundred) Nine thousand six hundred.
18. Londonderry County, City and Barony of Colerain, Six thousand five hundred.
19. Longford County, Two thousand six hundred.
20. Lowth County (Whereof Drogheda and Liberties, Six hundred and fifty) Five thousand two hundred.
21. Mayo County, Six thousand five hundred.
22. Meath County, Twelve thousand three hundred and fifty.
23. Monaghan County, Four thousand five hundred.
24. Queen's County, Three thousand nine hundred and fifty.

25. Roscomon County, Six thousand five hundred.
26. Sligo County, Five thousand two hundred.
27. Tipperary and Holy-cross, Eighteen thousand two hundred.
28. Tyrone County, Six thousand five hundred.
29. Waterford County (Whereof on Waterford City and Liberties, One thousand and fifty) Six thousand five hundred and fifty.
30. Westmeath County, Six thousand six hundred.
31. Wexford County, Six thousand five hundred.
32. Wicklow County, Three thousand two hundred and fifty.

And to the intent, that the number of Trees hereby appointed to be Planted in each County, County of a City, and County of a Town throughout this Kingdom, may be equally, and indifferently divided upon the severall parts thereof.

Be it Enacted by the Authority aforesaid; That the Grand-Jury at the Summer Assizes, which will be in the Year of Our Lord, One thousand Seven hundred and Two; shall and may, and are by force and vertue of this Act, required to Appportion the number of Trees, to be Planted within such County, on each respective Barony therein: And after such Appportionment made, shall Sub-divide the Proportion of each Barony, into the severall Parishes therein: Which Appportionment and Sub-division, shall be Signed by the said Grand-Jury, and read in open Court, after the Presentments for the said County shall be read. And if no cause appear to the said Grand-Jury, for altering any of the aforesaid Appportionments upon reading the same, which the said Grand-Jury are hereby

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Impowred to do, if the same appear reasonable to them; then and from thenceforth the said Apportionment first made, or the same so Amended, shall be, and is by vertue of this Act Declared to be conclusive. Which said Apportionment on each Bazony and Parish, shall within One Month after the last Day of the Assizes aforesaid, be certified to the High-Constable of each Bazony respectibely, within the said County, by the Clerk of the Crown for such County, under his Hand, without Fee or Reward.

And be it further Enacted; That the respective High-Constables, within One Month after their receiuing such Apportionments, as is aforesaid; shall certifie and deliver to the Ministers and Churchwardens of each Parish, under his Hand without Fee or Reward, the Number of Trees Presented by the said Grand-Jury, to be proportioned to be Planted within such Parish: Which said Minister and Churchwardens, within One Month after Delivery of such Certificate to them, as is aforesaid; shall Summon a Vestry of the said Parish, where the Number of Trees which shall be the Proportion of each person within the said Parish; or having or holding any Land therein, shall be Agreed and Adjusted.

Provided always, That no person or persons be charged or chargable with the Planting any Tree or Trees, by vertue of this Act, otherwise than on Account, and with respect to what Land he, she or they Possess, Occupy or Enjoy, but that the said Lands shall, and do remain chargable therewith yearly and every year during the continuance of this present Act. And for the greater Encouragement of Planting,

Be it Enacted by the Authority aforesaid, That all and every person and persons, having Lands in Dowry, Joynture, or by Curtesie; or who shall have an Actual Possession, as Mortgagees, or as Creditors by any other Ways or Means, who shall in Execution of this Act, Plant any number of Trees; such person and persons, their and every of their Executors and Administrators, shall and may Demand and Receive from every person and persons to whom the Reversion, Remainder, or other Right and Title of such Lands, shall come after the Determination, or other Avoidance of the Interest of such person, who Planted the said Trees, the Summ of Two pence for each Tree Planted by force and vertue of this Act; and which shall upon the Determination or Avoidance of his, her or their Interest, be found Growing on the said Lands, in good condition for Timber, not being Cut, Broken or Thinted, but well Fenc'd and Preserved according to the Intent and Meaning of this Act.

And be it further Enacted, That it shall and may be lawful, to, and for the Justices of the Peace herein after appointed, to Issue Warrants under their Hands and Seals, Directed to the High-Constable of the Barony, or Petty-Constable of the Parish wherein such person Resides, who ought to pay the said Two pence per Tree, for Levying the same by Distress, if need be; and Sale of the Goods so Distrained, Rendering to the Owner of such Goods the overplus, if any be, after the said Two pence per Tree shall be paid, and reasonable Charges for Distraining first Deducted: Which said Warrant shall be Granted without Fee or Reward.

Provided always, That no such Warrant shall be made, till first the person or persons claiming the said Two pence per Tree, shall by himself or some other Credible person, make Oath that the same has been Demanded from the person, to Whom the Possession and Right of the said Lands are come; and shall likewise make appear by the Oath of Two or more credible Witnesses, the number of Trees standing, growing, and planted on the said Lands, by vertue of this Act, with the Condition they are in: Upon which proof so made, if the person from Whom the said Two pence per Tree was Demanded, or some one in his behalf do not appear, the said Justices shall proceed as to them shall seem Just and Equitable: And if the said person on Whom the said Demand is, or any person on his behalf shall appear before the said Justices; then, and in such Case, the said Justices shall, and may make, and give such Definitive Sentence and Judgment, as the Case requires, upon proof heard on both sides, and the same shall cause to be Executed by Warrant as aforesaid.

And be it further Enacted, That every Lessee for Years, who shall not have a Term of, at least Twenty Years unexpired at the time of his planting such Acre, as is herein and hereby expressed; shall and may detain in his hand yearly, and every year during the continuance of his term, the Summ of Ten Shillings towards the Maintaining and Supporting the Fence of the said Acre, over and above the yearly value of the said Acre of Land: Which said Ten Shillings yearly, and the yearly value of the said Acre, shall be allowed as payment in his Rent for so much,

much, and shall be Pleadable in all and every His Majesty's Courts of Law, and this Act and the special matter given in Evidence.

And forasmuch as the good effects of Planting, intended by this Act, will in great measures be frustrated, unless due care be taken of all Trees Planted pursuant thereunto.

Be it further Enacted by the Authority aforesaid; That no Possessor, Tenant, or Occupier of any Land Inclosed, and Planted by vertue of this Act, shall for the Term of Twenty years, suffer Sheep or Cattle of any sort, to Graze or Trespass the Land so Inclosed, under the penalty of Twenty Shillings for every such Grazing or Trespass, as is aforesaid, to be Levied as other Penalties are herein after directed; the one Moety thereof to the Use of the Informer, and the other Moety to the use of the Poor of the Parish, wherein the said Offence shall be Committed.

And be it further Enacted by the Authority aforesaid; That no person whatsoever, shall strip Bark from any growing or standing Tree whateber, or shall Cut, Make or Sell any Gads made of Oak; or shall cut or place at their Doors or elsewhere, any Green Trees, commonly called May-Bushes; or shall keep any Goat or Goats, other than in Mountains, under the Penalty of Forfeiting the same, and likewise of paying the Summ of Twenty Shillings for every such Offence, to be levied as herein is after directed; the one Moety thereof to the Informer, and the other Moety to the poor of the Parish, where such person so Offending shall be Apprehended.

And

And Whereas the Bark of standing Trees has been heretofore usually stript, for Tanning Hides of Stolen Cattle, in Boggs and other private places; and for Dying Linnen Yarn, Thread and Skins, by persons in private Houses. For Remedy Whereof for the future,

Be it Enacted by the Authority aforesaid; That from and after the Twentieth day of November, One thousand Six hundred Ninety eight, no Broage-maker, or other person whatsoever, other then publick and known Tanners, do Tan or keep in Lime or other Pits, in order to Tanning any Hide or Hides, Skin or Skins whatever; and that no Spinner, Weaver, Skinner, or other person whatever, not being a known Dyer, and Exercising the Trade of a Dyer, shall Colour or Dye any Linnen Yarn, Thread, Skins or Gloves, with the Bark of any Tree, or of such Colour as is usually Dyed with the Bark of any Tree growing in this Kingdom, under the pain of such Fine, not exceeding Forty Shillings for any one Offence, as the Justices herein after Appointed shall Impose.

And Whereas several Idle and Vagrant persons, do usually Cut down, or Grub up Trees by the Roots, upon Presumption that such Offence being no more then Trespass, they may Escape Punishment. For Remedy Whereof,

Be it Enacted, That from and after the Twentieth Day of November, One thousand Six hundred Ninety eight, every person and persons, who between Sun-rising and Sun-setting, shall Saw, or otherwise Cut down any Tree or Trees, not being thereunto Authorized by

by the person who has a Right to such Tree or Trees, shall for every such Offence, Forfeit to the Owner of such Tree or Trees, treble the value of such Tree or Trees, the same to be Ascertained by the Justices in their publick Sessions; and shall pay as a Fine for every such Tree or Trees so Cut or Grubbed up, such Summ not exceeding Forty Shillings, nor under five Shillings, as to the said Justices shall seem reasonable. And in Case the said person or persons shall refuse, or not be able to Answer the Damages, and pay the Fine Imposed by the said Justices; then and in such Case, the said Justices in open Sessions, shall by Warrant under their Hands and Seals, Commit such person or persons to the House of Correction, for any time not exceeding, or under Three Months; there to remain at hard Labour, and having due Correction according to Law.

And Where any person or persons shall after Sun-setting, and before Sun-rising, Saw, Cut down, or Grub up any Tree or Trees; such person and persons shall by the next Justice of the Peace, be Committed to the County Goal as a Fellow, and shall being thereof Convict, suffer all the Pains and Penalties of Felony.

And Whereas divers persons do Hire themselves to Work in Noblemens, Gentlemens, or Purserymens Gardens, with design to Steal from thence Trees, Plants, Greens or Flower-Roots, or to give notice to their Accomplices, how, and at what times they may Steal the same. For Remedy whereof,

Be it Enacted, That all and every person, who shall be taken With, or found, Having or Selling any sort of Fruit-trees, Nursery-plants, Flower-trees, Green plant Flowers With their Roots, or their Roots alone, or any quantity of Fruit; such person not having a Nursery, Flower-Garden or Orchard, of his or her own, or who does not publickly follow the Trade of Buying and Selling Fruit; or who shall be taken With Bee-hives With Honey or Combs in them; or With fresh Honey in Combs, and not keeping Bees of his or her own, shall be obliged to prove how he or she came by the same; and upon failure of such proof, shall be Deemed and Taken to be Guilty of Stealing; and upon Tryal in Case of such failure, shall be Convict of such Offence, and suffer all the Penalties, which by Law ought to be Inflicted on such Offence. And to the Intent that this so necessary a Law may be put in due Execution;

Be it Enacted by the Authority aforesaid, That the Justices of the Peace of that County, at their Sessions of the Peace, may, and shall from time to time, after the Twentieth day of November, One thousand Six hundred Ninety eight, have full Power and Authority to Execute all and every part of this Act. And the said Justices, as aforesaid, shall and may, and are hereby required after the Twenty fifth of March, One thousand Seven hundred and three, at their respective Quarter-Sessions, to Hear and finally Determine all Controversies that shall or may arise between Party and Party, by Reason of this Act, shall be Heard
and

and finally Determined by the said Justices. And to the intent that every person and persons may be punished, who shall neglect or refuse to plant such number of Trees, and the same to preserve pursuant to the Intent and Meaning of this Act, which he, she or they are obliged to.

Be it Enacted by the Authority aforesaid ; That at every Michaelmas Sessions, to be held as aforesaid, after the Twenty fifth day of March, which will be in the Year of Our Lord, One thousand Seven hundred and Thre; all and ever the High-Constables and Petty-Constables of each County within this Kingdom, pursuant to a precept to be Directed to the several High-Constables, by the Clerks of the Peace of the respective Counties within this Kingdom (which precept, the said Clerk of the Peace is hereby Required to Issue at least Ten days before such Sessions, under the penalty of Forty Shillings for every Default) shall give in a Return in Writing upon Oath, under the penalty of Forty Shillings, for each and every failure herein respectively) of the Names, with the places of Abode of every person within their respective Baronies or Constableweicks ; who are hereby obliged to plant the Ten Trees, the Five hundred Trees, and the Acre aforementioned ; together with the Names of the Lands, for or by Reason whereof, every person is obliged to Plant the proportion annexed to his or her Name ; and likewise the proportion of the Two hundred and Sixty thousand Six hundred Trees to be yearly Planted by each respective Inhabitant, obliged to Plant the same ; together
with

With his and their Name, and place of Abode; and that each Petty-Constable within his respective Parish, has given, or caused to be given Notice to every such person, as is aforesaid, of his, her or their being so returned to the said Sessions: And that whilst the Court is sitting, the Clerk of the Peace Hall openly read all the said Returns, so as that every person may know what number of Trees, he, she or they are obliged to Plant that year. And likewise, That if any person or persons shall find him, her or themselves agrieved, by being Returned for Lands which are not Enjoyed, nor do any Ways belong to him, her or them, such Relief therein may be ordered by the said Justices, as to them shall seem Just and Reasonable.

And be it further Enacted, That at every Easter Sessions, the Returns made and allowed the preceding Michaelmas Session, shall again be openly Read, and called over in Court; and that all and every person, who upon the Second Call of his or her Name, shall not by his or her Oath, or by Certificate of some One of the Justices of it, having appeared to him, by the Oath of that
of in the Parish of

had that year Planted, or caused to be Planted,

Trees, pursuant to this Act, (which said Certificate every Justice is Required to give Gratis, upon the Oath of the party, or of One credible Witness) make appear, that he, she or they, have planted in that year, the Number of Trees to which he, she or they were obliged by Virtue of this Act, shall be Damned and Adjudged not to have Planted the same;

same; and shall for each Ten Trees, which such person or persons have so neglected to Plant, Forfeit the Summ of Ten Shillings; for each Five hundred Trees, as is aforesaid, the Summ of Five pounds; and for each Acre not Inclosed and Planted, the Summ of Five pounds; the said respective Fines to be Imposed each Easter Sessions yearly, and every year, until such person or persons having so made Default, shall make Proof of his or her having Planted his or her proportion of Trees, and preserved the same pursuant to the true Intent and Meaning of this Act.

And be it further Enacted, That the Clerk of the Peace shall Enter into a Book, to be prepared for that purpose, every Oath so made, and Certificate so produced; for which said Entry, the person making the said Oath, or producing the Certificate, shall pay Threepence and no more. And for the better Encouragement of all persons, who by Vertue of this Act are or may be obliged to Plant the said Ten Trees yearly, so to Fence and Preserve the same, as that the Publick may reap the benefit thereof, by the Increase and Growth of Timber within this Kingdom.

Be it Enacted by the Authority aforesaid, That every person Planting in any one year, any number of Trees of the several kinds, appointed by this Act, and procuring to be Registered a Certificate thereof, as is aforesaid, shall be thereby Indemnified from the Penalties of this Act, for so long time as such number of Trees shall Answer the Ten Trees to be yearly Planted.

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Provided

Provided, that none of the said Trees be Planted pursuant to any other Obligation or Clause in this Act.

Provided also, That every such person being a Tenant for Term of years, do preserve the said Trees, till the Expiration of his Lease.

And be it further Enacted, That no person or persons whatsoever, be Assessed, Rated or Required to Plant any number of Trees, or otherways, or on any other Account, then for or by reason of Land held by him, her or them, but that from and after such person and persons Term or Interest in such Land, by vertue whereof he, He or they become obliged to Plant such Trees, shall cease and determine; such person and persons shall be, and are hereby Declared to be free and Exempted from all Obligations of Planting, by reason of such Land, and his, her or their Interest therein; and from all the Penalties of this Act by reason thereof.

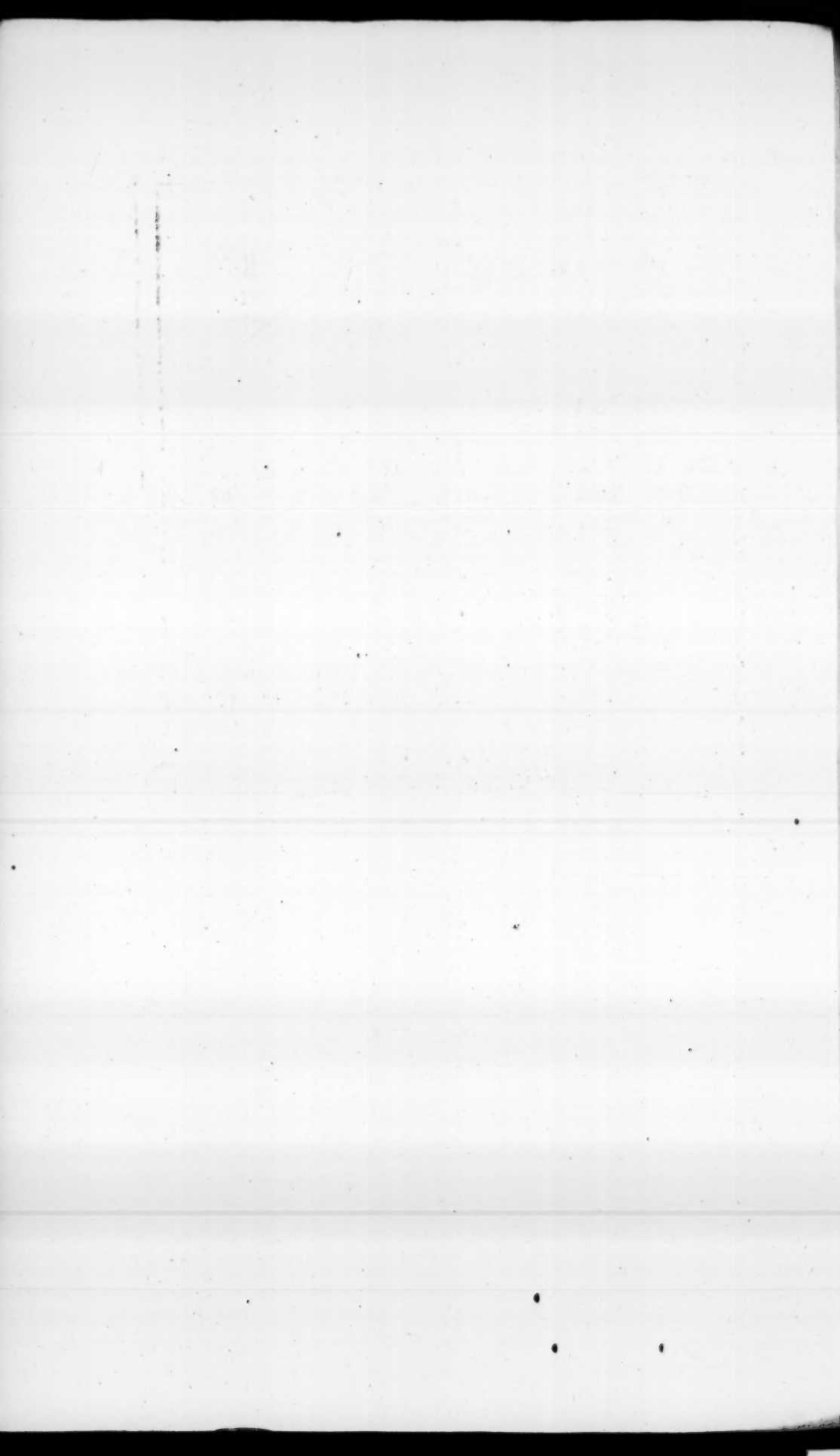
Provided always, that such Land and the Occupiers, Possessors and Proprietors thereof, shall from time to time, and at all times, during the continuance of this present Act, be and remain liable to the Planting the number of Trees herein and hereby required to be Planted after the same manner, as if such Occupiers, Possessors or Proprietors, had been first Presented to have Planted the same; any thing herein contained to the contrary in anywise notwithstanding.

And be it further Enacted by the Authority aforesaid, that all Penalties and Fines Incurred and to be Levied by vertue of this Act, shall

shall and may be Levied by Distress and Sale of Goods, if need be, or by Committal of the person where no Distress can be found, by Warrant under the Hand and Seal, of Two or more of the said Justices, as aforesaid: And that all Fines and Forfeitures so Levied, and not herein or hereby otherwise disposed of, shall be applyed to the Encouragement of the Linnen and Hempen Manufactures, and for Defraying the necessary charge of the severall Sessions, the same to be disposed of to the Uses aforesaid, according to the Directions and Orders of the said Justices, as aforesaid, which shall be made by them in open Sessions. And to the end that all manner of persons may be thoroughly Informed of the Contents and Tenor of this Act.

Be it further Enacted, That all Justices of Goal-Delivery, shall at each respective Assizes, give the same in Charge, and shall cause the Clerk of the Crown, or his Deputy, after the Charge given, to Read this Act in open Court, With an audible Voice, Silence being first commanded.

F I N I S.



AN
A C T
TO
PREVENT
PAPISTS
BEING
SOLLICITORS.



DUBLIN:
Printed by *Andrew Crook*, Printer to the
King's Most Excellent Majesty, on the *Blind-*
Key, near *Copper-Alley*. MDCXCIX.

An Act to prevent Papists being Solicitors.

CHAP. XIII.

Whereas by a Statute made in England, in the Seventh year of His present Majesty's Reign, Intituled, An Act for requiring the Practicers of the Law to take the Oaths, and Subscribe the Declaration therein mentioned; The Common Solicitors in that Kingdom are Obligated to take the Oaths and Subscribe the Declaration as aforesaid. Which said Act hath been found to be a general Good to His Majesty's Subjects in England.

And Whereas by Experience in this Kingdom, it hath been always found, that Papists Solicitors have been, and still are the common Disturbers of the Peace and Tranquility of His Majesty's Subjects in General.

And Whereas at this time, there are great number of Papist Solicitors and Agents, practising within the several Courts of Law and Equity in this Kingdom; by whose numbers, and the dayly Increase of them, great Dischiefs and Inconveniencies are likely to Ensurue, to the Prejudice and Disquiet of His Majesty's Subjects.

For Remedy Whereof, be it Enacted by the King's most Excellent Majesty, by, and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament Assembled, and by Authority of the same; That from and after the First Day of March, in this present year of our Lord, One thousand Six hundred Ninety eight, no person or persons shall Practice or Act as Solicitor in
any

any Court of Law or Equity, or as Agent or Manager in any Cause or Sute in Law or Equity, or as Seneschal or Solicitor, in all or any the Courts or Offices in this Kingdom, not having first taken the Oaths, and Subscribed the Declaration following.

I A. B. do sincerely Promise and Swear, that I will be Faithful, and bear true Allegiance to His Majesty King *William*.

So help me God.

I A. B. do Swear, that I do from my Heart Abhor, Detest and Abjure as Impious and Heretical, that damnable Doctrine and Position, that Princes Excommunicated or Deprived by the Pope, or any Authority of the See of *Rome*, may be Deposed or Murthered by their Subjects, or any other whatsoever. And I do Declare, that no Foreign Prince, Person, Prelate, State or Potentate, hath, or ought to have any Jurisdiction, Power, Superiority, Preheminence or Authority, Ecclesiastical or Spiritual within this Realm.

So help me God.

I A. B. do Solemnly and Sincerely in the presence of God, Profess, Testifie and Declare, that I do believe, that in the Sacrament of the Lord's Supper, there is not any Transubstantiation of the Elements of Bread and Wine into the Body and Blood of Christ, at, or after the Consecration thereof by any person whatsoever: And that the Invocation and Adoration of the Virgin *Mary*, or any other Saint; and the Sacrifice of the Mass as they are now used in the Church of *Rome*, are Superstitious and Idolatrous. And I do solemnly in the presence of God, Profess, Testifie and Declare, that

I do make this Declaration, and every part thereof, in the plain and ordinary sence of the Words read unto me, as they are commonly understood by Protestants, without any *Evasion*, *Equivocation* or *Mental Reservation* whatsoever, and without any Dispensation already Granted me for this purpose by the Pope, or any other Authority or person whatsoever, or without Dispensation from any person or Authority whatsoever; or without believing that I am or can be acquitted before God or Man; or Absolved of this Declaration, or any part thereof, although the Pope or any other person or persons, or Power whatsoever, should Dispense with or Annul the same, or Declare that it was null and void from the beginning.

And that any person who shall Practice as aforesaid, before he shall have taken the said Oaths and subscribed the said Declaration, contrary to the purport and meaning of this Act, shall for every such Offence, Forfeit the summe of One hundred pounds, to be Recovered by such person or persons as will Sue for the same, in any of His Majesty's Courts of Record, by Writ, Bill, Plaint or Information; in which no Essoyn, Priviledge, Protection or Wager of Law shall be allowed: And every person lawfully Convicted of such Offence, by such Sute, shall from thenceforth be incapable to be Executors or Administrators; or to take any benefit by any Legacy, Gift, Grant of any Lands, Tenements, Hereditaments, Goods or Chattles whatsoever.

And be it further Enacted by the Authority aforesaid, That no person or persons shall from and after the first day of March, One thousand

Six hundred Ninety eight, Act as Solicitor, Agent or Barrager in any Cause or Sute that is or shall be Depending in the Four Courts of Dublin, or in any other Courts of Record, or as Seneschal or Solicitor in the said Courts, or in any other of the Courts or Offices in this Kingdom; but such person or persons only, who shall first take the said Oaths and subscribe the said Declaration, and shall also Educate all his Children in the Protestant Religion.

Provided always, that nothing in this Act contained shall be taken to extend to prohibit any person or persons, Plaintiff or Defendants, in his or their own Sute or Sutes only, or to any Menial Servant acting as such for his Master, in his Sute or Sutes only, in any of his Majesty's Courts of this Kingdom, and for no other person whatsoever.

Provided always, That nothing in this Act contained, shall be taken to Extend to hinder any person or persons that was or were known as professed common Solicitor, Barrager or Agent in any Cause or Causes, Sute or Sutes in any of the Courts of this Kingdom, in the Reign of the late King Charles the Second; and that hath, or have been, or shall be Adjudged to be Comprehended within the Articles of Limerick, made upon the Surrender thereof, to his Majesty's Obedience, any thing in this Act contained, to the contrary hereof, in anywise notwithstanding.

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ARBITRATION.

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Set a part for the Support of the
Fort of Duncanon.



DUBLIN: Printed by *Andrew Crook*, Printer to the King's
Most Excellent Majesty, on the *Blind Key*, near *Copper-
Alley*, MDCXCXC.

An ACT for Determining Differences by Arbitration.

CHAP. XIV.



WHEREAS it hath been found by Experience, that References made by Rule of Court, hath Contributed much to the ease of the Subject, in Determining of Controversies, because the parties become thereby obliged to perform the Award of Arbitrators Chosen by themselves, under the Penalty of Imprisonment for their Contempt, in Case they refuse to perform the same.

Now for promoting Trade, and rendering the Awards of Arbitrators the more effectual in all Cases, for the final Determination of Controversies Referred to them by Merchants and Traders or others, containing Matters of Account or Trade, or other Matters.

Be it Enacted by the King's most Excellent Majesty, by, and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament Assembled, and by Authority of the same; That from and after the First day of March, which shall be in the year of Our Lord, One thousand Six hundred

hundred Ninety eight. it may be lawfull for all Merchants, Traders and others, desiring to end by Arbitration, any Controverſie, Sute or Quarrel; Controverſies, Sutes or Quarrels, for which there is no other Remedy but by perſonal Action or Sute in Equity to Agree, that their Submiſſion of the Matter to the Award or Umpirage of any perſon or perſons, ſhould be made a Rule of any of His Maſteſty's Courts of Record, which the parties ſhall chooſe, and to Inſert ſuch their Agreement in their Submiſſion, or the Condition of the Bond or Promise, whereby they oblige themſelves reſpectively, to ſubmit to the Award or Umpirage of any perſon or perſons: Which Agreement being ſo made, and Inſerted in their Submiſſion or Promise, or Condition of their reſpective Bonds, ſhall or may upon producing an Affidavit thereof, made by the Witneſſes thereunto, or any one of them, in the Court of which the ſame is Agreed to be made a Rule, and reading and filing the ſaid Affidavit in Court, be Entred of Record in ſuch Court, and a Rule ſhall be thereupon made by the ſaid Court, that the parties ſhall ſubmit to, and Finally be concluded by the Arbitration or Umpirage, which ſhall be made by the Arbitrators or Umpire, purſuant to ſuch Submiſſion; and in Caſe of Diſobedience to ſuch Arbitration or Umpirage, the party neglecting or reſuſing to perform or Execute the ſame, or any part thereof, ſhall be Subject to all the penalties by the Courſe and Practiſe of ſuch Court, uſuall inflicted on ſuch as Contemn a Rule of the ſaid Court, made in a Cauſe depending therein; and the Court on Motion ſhall Iſſue Proceſs accordingly; which Proceſs ſhall

not .

not be stopt or delayed in its Execution, by any Order, Rule, Command or Process of any other Court, either of Law or Equity, unless it shall be made appear on Oath to such Court, that the Arbitrators or Umpire Mis-behaved themselves, and that such Award, Arbitration or Umpirage, was procured by Corruption or other undue Means.

And be it further Enacted by the Authority aforesaid, That any Arbitration or Umpirage procured by Corruption or undue Means, shall be Judged and Esteemed void and of none effect, and accordingly be set aside by any Court of Law or Equity; so as Complaint of such Corruption or undue Practise, be made in the Court, where the Rule is made for Submission to such Arbitration or Umpirage before the last Day of the next Term after such Arbitration or Umpirage made and published to the parties; any thing herein contained to the contrary notwithstanding.

An ACT for the better Mannagement and Disposall of the Lands set apart for the Support of the Fort of *Duncannon*.

CHAP. XV.

Whereas in and by one Act Intituled, An Act for the better Execution of His Majesty's Gracious Declaration, for the Settlement of His Majesty's Kingdom of *Ireland*, and satisfaction of the several Interests of Adventurers, Soldiers, and other His Subjects there. It is among other things Enacted and Provided to the effect following.

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That

That the Commissioners for Execution of the said Act, should set out or cause to be set out, so much of the Forfeited Lands, as do amount unto the cleare yearly value of Three hundred pounds per annum, and are nearest adjacent, and lye most contiguous unto the Fort of Duncannon; Which Lands so as aforesaid, to be set out. Shall be reserved unto his Majesty, his Heirs and Successors, to the intent, that the Rents, Issues and Profits thereof, may for ever be Employed for, and towards the better Support and Maintenance of the Fort aforesaid; and all and every the Adventurers and Soldiers, and other repulsive persons, to whom any of the said Lands, so as aforesaid to be set out, have been heretofore Allotted or Disposed, shall be forthwith Reprised out of some other Forfeited Lands, of an Estate of equal value, Worth and purchase; any thing in the said Act contained to the contrary notwithstanding.

And Whereas in Pursuance and Execution of the said Clause in the said Act; the said Commissioners have set out the severall Forfeited Lands hereafter mentioned: That is to say, the Lands of Knockroe, and passage, containing One hundred Fifty nine Acres, Crooke, Two hundred Seventy five Acres, Newtowne, containing Two hundred Sixty six Acres, Knocknegaple, containing Eighty two Acres, Rahin, containing Ninety four Acres; and in Fatlegg, which were Retrenched by Captain Bolton, Two hundred Seventy two Acres, in the Barony of Gualtire, in the County of Waterford, or County of the City of Waterford, and reserved the same unto his late Majesty King Charles the Second, for the Fulfilling and An=

Answering the Intents and Purposes aforesaid. And his said late Majesty hath by Letters Patents, bearing Date the One and twentieth day of May, in the One and twentieth Year of his said late Majesty's Reign, Granted the same unto Richard Earl of Arran, Marcus Lord Viscount Dungannon, Sir John Temple, Knight, then Master of the Rolls of this Kingdom, Sir Robert Byrone, and Sir Theophilus Jones, and the Heirs of the Survivor of them in Trust, for, and to Answer the Uses, Intents and Purposes, aforesaid; and not any way for the Use, Benefit or Schoof of the said Patentees, or any of them, or any of their Heirs.

And whereas the Right Honourable Richard late Earl of Arran, one of the said Patentees, Survived all and every the said other Patentees, and became Seized of all and every the said Lands by Survivorship, to the Uses, Intents and Purposes aforesaid; and the same after the Decease of the said Earl, are Descended upon the Honourable the Lady Charlotte Butler, only Daughter and Heiress of the said Earl, through whose Minority, and usual Residence and Abode in England, the said Trusts and Purposes cannot be Performed, Executed or Discharged, as the publick Service Requires; and thereby the said Fort cannot be so Supported and Repaired, nor the said Estate managed to the best Advantage: To Answer the Ends aforesaid,

Be it therefore Enacted by the King's most Excellent Majesty, by, and With the Advice and Consent of the Lords Spiritual and Temporal and Commons in Parliament Assembled, and by Authority of the same; That the said Lands, and all the Estate, Right, Title and Interest,

Interest, in, and to the said Towns and Lands above mentioned, which came and Descended to the said Lady Charlotte Butler, Daughter and Heiress to the said Richard Earl of Arran, shall be, and hereby is and are Vested and Adjudged to be Vested in Phillip Savage Esquire, Thomas Brodrick Esquire, Colonel William Ponsonby, Sir John Mason and Allan Brodrick Esquire, their Heirs and Assigns, in the same manner to all intents, as the same before passing this Act were, in the said Lady Charlotte Butler; and that the said Phillip Savage, Thomas Brodrick, William Ponsonby, Sir John Mason, and Allan Brodrick, their Heirs and Assigns, shall Stand and be Seized thereof, to the same Trusts, Intents and Purposes, as the said Charlotte Butler stood Seized thereof, by, from and after the Decease of her said Father, and to no other Use, Trust or Purpose whatsoever.

Saving to all persons whatsoever; and to all Bodies Politick and Corporate, all such Possession, Estate, Right, Title, Claim, Demand, Entry, Action or cause of Action whatsoever, in Law or Equity, as the said persons had, or might have had, if this present Act had not been made:

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Explaining some Doubts,
That may arise on the Exposition of an

A C T
Passed this
Session of Parliament,

INTITULED,
An A C T for Confirming Estates and
Possessions Held and Enjoyed under the Acts
of Settlement and Explanation.

AND ALSO,
For Amending some Words in an Act passed the
last Session of this present Parliament, Intituled *An Act to
Hinder the Reversal of several Outlawries and Attainders; and
to prevent the Return of Subjects of this Kingdom, who have gone
into the Dominions of the French King in Europe.*



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Alley, MDCXCXC.

An A C T for Explaining some Doubts that may arise on the Exposition of an Act passed this Session of Parliament, Intituled, *An Act for Confirming Estates and Possessions Held and Enjoyed under the Acts of Settlement and Explanation.* And also, for Amending some Words in an Act passed the last Session of this present Parliament, Intituled, *An Act to hinder the Reversal of several Outlawries and Attainders; and to prevent the Return of Subjects of this Kingdom, who have gone into the Dominions of the French King in Europe.*

C H A P. XVI.



WHEREAS by an Act of Parliament lately Enacted in this Kingdom, Intituled, *An Act for Confirming Estates and Possessions held and enjoyed under the Acts of Settlement and Explanation; a Doubt hath arisen, whether the Estate, Right, Title, Chiefry or Interest whatsoever, of any Arch-Bishop, Bishop, Dean, Dean and Chapter, Prebendary, Colledge, Parson, Vicar or other Spiritual person, is, or may be Barred or Prejudiced by the said Act. For clearing of which Doubt,*

We

Be it Enacted and Declared by the King's most Excellent Majesty, by, and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament Assembled, and by Authority of the same; That nothing in the said Act shall be Taken, Construed, or intended to Bar the Right, Title or Interest of any Arch-bishop, Bishop, Dean, Dean and Chapter, Colledge, Prebendary, or other Ecclesiastical Dignitary, Parson, Vicar, or other Incumbent, or any of their Successors, to any Lands, Tenements, Chiefries, Priviledges, Royalties or Hereditaments Whatsoever, they or any of them were Intituled unto, at the time of passing of the said Act; but that they and every of them, and their respective Successors, shall have such Right and Title, as they or any of them had, at or before the making the said Act, and may be at liberty to Prosecute any Action, commence any Sute, Distrain or Pursue such Methods for Recovery of such their Right and Title, to any Lands, Tenements, Chiefries, Rent Charges, Royalties or Priviledges, as they or any of them might have done, at or upon the First Day of October, One thousand Six hundred Ninety eight, any thing in the said recited Statute to the contrary notwithstanding.

And Whereas in one Act passed in this Parliament, Intituled, An Act to hinder the Reversal of several Outlawries and Attainders, and to prevent the Return of Subjects of this Kingdom who have gone into the Dominions of the French King in *Europe*; there is contained one clause in the Words following;

And

And be it further Declared and Enacted by the Authority aforesaid; That all and every the Estates, Rights, Titles and Interests, either in Law or Equity, in, or to any Lands, Tenements or Hereditaments, of any person or persons being of the Protestant Religion, or Professing to be of the Protestant Religion, on or before the Twenty seventh day of July, One thousand Six hundred Ninety seven, and hath continued so from that time hitherto, or till the time of his or their Death, shall be and remain of such force and effect in Law or Equity respectively, and no other, then if this Act had not been made, any thing in this Act contained to the contrary notwithstanding.

In which Clause, the Words following; that is to say (the Twenty seventh day of July, One thousand Six hundred Ninety seven) were by Mistake Inserted instead of the words following; that is to say (the Twenty seventh day of July, One thousand Six hundred Eighty nine) which Mistake, will in great Measure Frustrate and Elude the Intention of that Clause in the said Act.

Be it therefore Declared and Enacted by the Authority aforesaid, that the said Clause in the said former Act, shall alway hereafter, be Construed and Understood in the same manner, as if the said Words in the said former Act, had been the Twenty seventh day of July, One thousand Six hundred Eighty nine, instead of the Twenty seventh day of July, One thousand Six hundred Ninety seven: And that the said Clause in the said former Act, shall not Extend, or be Construed to Extend, to Save or Confirm any Estate, Right, Title or Interest, either

in Law or Equity, of any person or persons of the Protestant Religion, or that Professed themselves to be of the Protestant Religion, in, or to any Lands, Tenements or Hereditaments, that did not Profess themselves to be of the Protestant Religion, on or before the Twenty seventh day of July, One thousand Six hundred Eighty nine; and have also continued so from that time hitherto, or till the time of his or their Death.

FINIS.

